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Office of Environmental Cleanup

Bob Ferguson

ATTORNEY GENERAL OF WASHINGTON

Natural Resources Division

PO Box 40100 • Olympia, WA 98504-0100

January 3, 2019

Eva DeMaria
Remedial Project Manager
United States Environmental Protection Agency, Region 10
Office of Environmental Cleanup, M/S ECL-122
1200 Sixth Avenue, Suite 155
Seattle, WA 98101-3140

RE: Bremerton Gas Works Superfund Site, Bremerton, Washington

Dear Ms. DeMaria:

Enclosed please find DNR's responses to your CERCLA Section 104(e) Information Request with regard to the Bremerton Gas Works Superfund Site. I am also enclosing six CD's containing documents responsive to your requests. If you have any questions, please so advise.

Sincerely,

CARRIE NEWBURY
Paralegal
(360) 586-2694

enc

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U.S. EPA

CERCLA SECTION 104(e)

INFORMATION REQUEST

Please note: This Information Request includes instructions for responding to this request and definitions of words such as "Respondent," "Property," "Material," "Identify," and "Investigation Area" used in the questions. Please provide responses to all the questions in this Information Request for each Property identified in response to Question 4 of Section 2.0, when appropriate. You must answer the Questions in this Information Request related to properties or facilities outside the Investigation Area if a question specifically instructs you to do so. For each response clearly identify the Property or Properties to which the response applies.

INFORMATION REQUEST QUESTIONS

Section 1.0 Respondent Information

1. Provide the full legal, registered name and mailing address of Respondent.
Kristin Swenddal, Division Manager, Aquatic Resources Division, Washington
Department of Natural Resources, 1111 Washington Street SE, PO Box 47027, Olympia,
WA 98504-7027.
2. For each person answering these questions on behalf of Respondent, provide:
 - a. full name; Rolin Price Christopherson
 - b. title; Historical Geographer
 - c. business address; and Aquatic Resources Division, Washington Department of
Natural Resources, 1111 Washington Street SE, PO Box 47027, Olympia, WA
98504-7027
 - d. business telephone number, electronic mail address, and FAX machine number.
Business telephone: 360.902.1084, email: rolin.christopherson@dnr.wa.gov,
FAX: 360.902.1786.
- a. full name; Shayne Bryce Cothorn
- b. title; Environmental Specialist
- c. business address; and Aquatic Resources Division, Washington Department of
Natural Resources, 1111 Washington Street SE, PO Box 47027, Olympia, WA
98504-7027

- d. business telephone number, electronic mail address, and FAX machine number.
Business telephone: 360.902.1064
Email: shayne.cothorn@dnr.wa.gov
FAX: 360.902.1786.

3. If Respondent wishes to designate an individual for all future correspondence concerning this Site, please indicate here by providing that individual's name, address, telephone number, fax number, and, if available, electronic mail address.

Shayne Bryce Cothorn, Environmental Specialist

Aquatic Resources Division, Washington Department of Natural Resources, 1111
Washington Street SE, PO Box 47027, Olympia, WA 98504-7027

Business telephone: 360.902.1064

FAX: 360.902.1786

Email: shayne.cothorn@dnr.wa.gov

Section 2.0 Owner/Operator Information

4. Identify each and every Property that Respondent currently owns, leases, operates on, or otherwise is affiliated or historically has owned, leased, operated on, or otherwise been affiliated with within the Investigation Area during the period of investigation (1930 – Present). Please note that this question includes any aquatic lands owned or leased by Respondent.

4. The Department of Natural Resources (DNR) is an agency of the State of Washington, and manages State of Washington owned lands on behalf of the State (Chapter 79.105 RCW). The State of Washington owns all harbor area and marine bedlands within the, "Initial Study Area – Sediments." For the purposes of answering these questions, the term "Property" as it relates to DNR is "all harbor area and marine bedlands within the Initial Study Area – Sediments."

5. Provide a brief summary of Respondent's relationship to each Property listed in response to Question 4 above, including the address, Kitsap County Parcel Number(s), dates of acquisition, period of ownership, lease, operation, or affiliation, and a brief overview of Respondent's activities at the Properties identified.

5. Relationship to the Property: The State owns all harbor area and marine bedlands within the Initial Study Area – Sediments. The DNR is an agency of the State and manages these state-owned aquatic lands on behalf of the State of Washington (Chapter 79.105 RCW).

Address: There is no address for the property.

Tax Parcel No.: Except as described below, there are no Kitsap County Parcel Numbers assigned to state-owned harbor area and marine bedlands. However, there is a parcel

number 8054 representing a Port Washington Marina common area of the Port Washington Marina Condominium

Acquisition Date/Period of Ownership. In general, the State of Washington acquired all aquatic lands up to and including the line of ordinary high tide on November 11, 1889 when the Washington Territory was admitted to the Union. While the State may have sold tidelands between the line of ordinary high tide and extreme low tide, the State, in general, retained ownership of all lands waterward of the line of extreme low tide. DNR was created in 1957 and currently manages these lands for the State through leasing and granting easements.

Activities: The first documented authorization executed by the Department of Public Lands (DNR's precursor) took place in 1930. The harbor area was established in 1913 (Maps of Bremerton Tide Lands, 1913).

6. Identify any persons who concurrently with you exercises or exercised actual control or who held significant authority to control activities at each Property, including:

6. All answers under question 6 are in regards to the same Property. Property: all harbor area and marine bedlands within the Initial Study Area – Sediments.

- a. partners or joint venturers; None.
- b. any contractor, subcontractor, or licensor that exercised control over any materials handling, storage, or disposal activity on the Property; (service contractors, remediation contractors, management and operator contractors, licensor providing technical support to licensed activities);

In 2005, Global Diving & Salvage, Inc. (Global), removed three derelict vessels from the Property (email dated 6/2/2005 From Melissa Montgomery to Rufino Ignacio, subject DV removal contract—Port Washington narrows). The names of the three vessels are unknown but the scope of work for their removal lists the contractor as responsible for the disposal of any hazardous materials found onboard (Request for Proposals, dated May 6, 2005). The vessel removal and disposal proposal for the three vessels listed, "Lead in paint" being disposed of at the Eastmont Recycling Center; diesel fuel or gasoline, "fuel found onboard the vessel will be pumped into hazmat barrels before the vessels are transferred to the landfill; and, "any batteries found will be transloaded into overpacks and disposed of at Eastmont Recycling Center" (Proposal Removal and Disposal of Three or Four Vessels at Port Washington Narrows, May 20, 2005). It is not clear the types or quantities of hazardous materials disposed of, if any.

In addition to the three vessels, a larger vessel named *Ked* was removed by Global from the Property. The *Ked* contained oil and other hazardous waste which was removed by Global Diving & Salvage. Estimated 47,000 gallons of contaminated water & oil, 15 marine batteries and 5 gallons of paint and soap were removed by Global from the *Ked* (email dated 10/18/2005 from Melissa Montgomery DNR to

thursrlt@dfw.wa.gov, subject Ked.)

- c. any person subleasing land, equipment or space on the property

According to DNR records, the following subleases existed on the Property:

Application 22-001074 (Harbor Area Lease 1044) – On January 10, 1942, (b) (6) subleased to Richfield Oil Corporation for a tenancy to last until October 31, 1954. The sublease gave Richfield the right to, “enter upon said harbor area, drive piling, construct a catwalk or pier, a dock and dolphins and to construct and install pipe lines under, over or across the same, all at Richfield’s expense...” The sublease also allowed for (b) (6) to construct, operate, and maintain “catwalks, floats and small craft moorings under or adjacent to the pier or catwalk to be constructed by Richfield” (Sublease for HA 1044, January 10, 1942).

Application 22-001386 (Harbor Area Lease 1352) – On October 18, 1950, Western Gas Company of Washington subleased to (b) (6) for a term lasting from October 18, 1950 to November 25, 1960. The purpose of the sublease is not described (Sublease for HA 1352, October 18, 1950).

- d. utilities, pipelines, railroads and any other person with activities and/or easements regarding the Property;

Easement 51-037928 – Cascade Natural Gas Corporation (Grantee), for a term to correspond with the duration of specified use, for a Cathodic Groundbed Protection, dated June 24, 1975.

Easement 51-045730 – City of Bremerton (Grantee), for a term to correspond with the duration of specified use, for, “the construction, operation, use and maintenance of a sanitary sewer line”, dated October 28, 1983.

Easement 51-046322 – City of Bremerton (Grantee), for a term to correspond, with the duration of specified use, for, “the construction, operation, use and maintenance of storm sewer outfall”, dated March 22, 1985.

Easement 51-095956 (22-002655) – City of Bremerton (Lessee), for a term from March 1, 1986 to March 1, 2016, for the purpose of, “installation, operation and maintenance of a waste outfall”, dated April 1, 1986. Lease 22-002655 is currently being reissued under easement 51-095956 and is an ongoing use.

- e. major financiers and lenders;
Private entities cannot acquire ownership interest in harbor areas and beds of

navigable waters. These lands may not be used as collateral to secure loans. There are tenants that have operated on the property and have executed assignments for loan security purposes secured by the tenants' leasehold interest. However, DNR has no record of a loan default that lead to a financier or lender taking over actual control of a leasehold interest. The following is a list of all known assignments of a lease for loan security purposes:

Application 22-001584 (Harbor Area Lease 1553) – Chattel Mortgage, from (b) (6) to (b) (6) dated June 25, 1954 (Chattel Mortgage for HA 1553, dated June 25, 1954).

Harbor Area Lease 22-002332 – Lease Assignment-Loan Security, from Port Washington Properties, Inc. to (b) (6) dated June 10, 1983 (Loan Security Assignment of 22-002332 to (b) (6) dated June 10, 1983).

Harbor Area Lease 22-002332 – Lease Assignment-Loan Security, from Port Washington Properties, Inc. to University Federal Savings and Loan Association, dated June 10, 1983 (Loan Security Assignment of 22-002332 University Federal Savings..., dated June 10, 1983).

Harbor Area Lease 22-002332 – Lease Assignment-Loan Security, from Sea Brim, Inc. to Sea Gate, Inc., dated June 1, 1981 (Loan Security Assignment of 22-002332, dated June 1, 1981).

Harbor Area Lease 22-002332 – Loan Security Agreement, from Seven J's Investments to Frontier Bank, dated December 29, 2003 (Loan Security Agreement, dated December 29, 2003).

Harbor Area Lease 22-002396 & 22-002332 – Lease Assignment-Loan Security, from Sea Brim, Inc. to Sea Gate, Inc., dated June 1, 1981 (Loan Security Assignment of 22-002396 & 22-002332, dated June 1, 1981).

Harbor Area Lease 22-002396 – Lease Assignment-Loan Security, from Port Washington Properties, Inc. to University Federal Savings and Loan Association, dated June 10, 1983 (Loan Security Assignment of 22-002396 to University Federal Savings..., dated June 10, 1983).

Harbor Area Lease 22-002396 – Lease Assignment-Loan Security, from Port Washington Properties, Inc. to (b) (6) dated June 10, 1983 (Loan Security Assignment of 22-002332 to (b) (6) dated June 10, 1983).

Harbor Area Lease 22-002399 – Lease Assignment-Loan Security, from Port Washington Properties, Inc. to University Federal Savings and Loan Association, dated June 10, 1983 (Loan Security Assignment of 22-002399 to University Federal Savings..., dated June 10, 1983).

Harbor Area Lease 22-002399 – Lease Assignment-Loan Security, from Port Washington Properties, Inc. to (b) (6) dated June 10, 1983 (Loan Security Assignment of 22-002399 to (b) (6) ..., dated June 10, 1983).

Harbor Area Lease 22-002523 – Lease Assignment-Loan Security, from Port Washington Properties, Inc. to University Federal Savings and Loan Association, dated June 10th, 1983 (Loan Security Assignment to University Federal Savings..., dated June 10, 1983).

Harbor Area Lease 22-002523 – Lease Assignment-Loan Security, from Port Washington Properties, Inc. to (b) (6) dated June 10th, 1983 (Loan Security Assignment to (b) (6) dated June 10, 1983).

Harbor Area Lease 22-002523 – Lease Assignment-Loan Security, from Port Washington Properties, Inc. to (b) (6) dated May 28, 1987 (Loan Security Assignment, dated May 28, 1987).

Harbor Area and Bedland Easement 51-037928 – Assignment (Indenture), from Cascade Natural Gas Corporation to The Chase Manhattan Bank and (b) (6) (b) (6) dated August 28, 1975, (Assignment, dated August 28, 1975).

- f. any person who exercised actual control over any activities or operations on the Property;
The following is the list of entities that were granted leases and easements by the State of Washington:

Tide Water Oil/Philips Petroleum Lease Area

(b) (6) Lessee, May 7, 1946 to September 3, 1946 (Application 22-001364/HA Lease 1348);

Petroleum Navigation Co., Lessee, September 4, 1946 to March 7, 1948 (Application 22-001364/HA Lease 1348);

Tide Water Associated Oil Co., Lessee, March 8, 1948 to May 7, 1956 (Application 22-001364/HA Lease 1348);

Tide Water Associated Oil Company, Lessee, May 7, 1956 to September 15, 1956 (Application 22-001658/HA Lease 1615);

Phillips Petroleum Company a Delaware Corporation. Lessee, September 16, 1956 to May 6, 1966 (Application 22-001658/HA Lease 1615);

Philips Petroleum Company a Delaware Corporation. Lessee, May 7, 1966 to July 18, 1975 (HA Lease 22-002027);

(b) (6) Lessee, July 18, 1975 to May 6, 1976 (HA Lease 22-002027);

(b) (6) Lessee, May 7, 1976 to June 12, 1983 (HA Lease 22-002399);

Port Washington Properties, Inc., Lessee, June 13, 1983 to December 13, 1983 (HA Lease 22-002399);

Port Washington Marina Condominium Owners Association. Lessee, December 14, 1983 to July 31, 1993 (HA Lease 22-002399);

Cary/Richfield Oil Lease Area

(b) (6) Lessee, November 1, 1934 to October 31, 1944 (Application 22-001074/HA Lease 1044);

(b) (6) Lessee, November 1, 1944 to November 17, 1950 (Application 22-001362/HA Lease 1312);

(b) (6) Lessees, November 18, 1950 to October 28, 1952 (Application 22-001362/HA Lease 1312);

(b) (6) Lessee, October 29, 1952 to October 31, 1954 (Application 22-001362/HA Lease 1312);

(b) (6) Lessee, November 1, 1954 to October 31, 1964 (Application 22-001584/HA Lease 1548);

Richfield Oil Corporation, Lessee, November 1, 1954 to October 31, 1964 (Application 22-001584/HA Lease 1553);

(b) (6) Lessee, November 11, 1964 (HA Lease 22-001974);

(b) (6) Lessee, March 11, 1971 to October 31, 1974 (HA Lease 22-001974);

Richfield Oil Corporation, Lessee November 1, 1964 to October 31, 1974 (HA Lease 22-001971);

(b) (6) Lessee, November 1, 1974 to August 1, 1993 (HA Lease 22-002332);

Slonecker Lease Area

(b) (6) Lessee, March 26, 1946 to March 25, 1956 (Application 22-001363/HA Lease 1342);

(b) (6) Lessee, March 26, 1956 to March 25, 1966 (Application 22-001659/HA Lease 1625);

(b) (6) Lessee, March 26, 1966 to May 27, 1970 (HA Lease 22-002018);

G. D. R. Associates, Lessee, May 28, 1970 to March 23, 1972 (HA Lease 22-002018);

Sea Gate, Inc., Lessee, November 1, 1976 to September 13, 1981 (HA Lease 22-002396);

Sea Brim, Inc., Lessee, September 14, 1981 to June 12, 1983 (HA Lease 22-002396);

Port Washington Properties, Inc., Lessee, June 13, 1983 to December 13, 1983 (HA Lease 22-002396);

Port Washington Marina Condominium Owners Association, Lessee, December 14, 1983 to July 31, 1993 (HA Lease 22-002396);

Gas Works Dock Lease Area

The Western Gas And Utilities Corporation, Lessee, November 25, 1930 to October 15, 1931 (Application 22-000952/HA Lease 935);

The Western Gas Co. of Washington, Lessee, October 16, 1931 to November 24, 1945 (Application 22-000952/HA Lease 935);

The Western Gas Co. of Washington, Lessee, November 25, 1945 to February 10, 1959 (Application 22-001386/HA Lease 1352);

(b) (6) Lessee, December 8, 1959 to December 7, 1969 (HA Lease 22-001783);

(b) (6) Lessee, December 8, 1969 to January 8, 1976 (HA Lease 22-002141);

(b) (6) Lessees, January 9, 1976 to December 7, 1979 (HA Lease 22-002141);

(b) (6) Lessee, December 8, 1979 to June 12, 1983 (HA Lease 22-002523);

Port Washington Properties Inc., Lessee, June 13, 1983 to July 14, 1987 (HA Lease 22-002523);

(b) (6) Lessee, July 15, 1987 to December 8, 1989 (HA Lease 22-002523);

Cascade Natural Gas Corporation, Grantee, June 24, 1975 to present (Easement 51-037928);

Lent's Inc. Lease Area

(b) (6) Lessee, January 25, 1938 to February 5, 1942 (Application 22-001156/HA Lease 1123);

Ernest B. Lent, Theodore Blomberg and Harold D. Lent, Lessees, February 6, 1942 to January 24, 1948 (Application 22-001156/HA Lease 1123);

Ernest B. Lent, Harold D. Lent and Theodore Blomberg, Lessees, January 25, 1948 to December 20, 1953 (Application 22-001432/HA Lease 1393);

Lent's Inc., Lessee, December 21, 1953 to January 24, 1958 (Application 22-001432/HA Lease 1393);
Lent's Incorporated, Lessee, January 25, 1958 to January 24, 1968 (Application 22-001717/HA Lease 1675);
Lent's Inc., Lessee, January 25, 1968 to January 24, 1978 (HA Lease 22-002071);
Lent's Inc., Lessee, January 25, 1978 to March 9, 1981 (HA Lease 22-002452);
Service Fuel Co., Inc., Lessee, March 10, 1981 to January 25, 1988 (HA Lease 22-002452);
Wilkins Distributing Company, Inc., Lessee, January 25, 1988 to November 18, 1996 (HA Lease 22-002716);

General Petroleum Lease Area

(b) (6) Lessee, March 18, 1938 to December 15, 1942 (Application 22-001153/HA Lease 1124);
General Petroleum Corporation of California, Lessee, December 16, 1942 to May 5, 1943 (Application 22-001153/HA Lease 1124);
General Petroleum Corporation of California, Lessee, March 18, 1943 to March 17, 1953 (Application 22-001309/HA Lease 1280);
General Petroleum Corporation, Lessee, March 18, 1953 to March 17, 1963 (Application 22-001555/HA Lease 1507);
Socony Mobil Oil Company (name changed to Mobil Oil Corporation), Inc., Lessee, March 18, 1963 to April 7, 1972 (HA Lease 22-001920);

Bridgeview Marina Lease Area

(b) (6) Lessee, November 1, 1974 to January 27, 1976 (HA Lease 22-002332);
(b) (6) Lessee, January 28, 1976 to May 31, 1976 (HA Lease 22-002332);
Sea Gate, Inc., Lessee, June 1, 1976 to September 13, 1981 (HA Lease 22-002332);
Sea Brim, Inc., Lessee, September 14, 1981 to May 30, 1983 (HA Lease 22-002332);
Port Washington Properties, Inc., Lessee, May 31, 1983 to May 13, 1983 (HA Lease 22-002332);
Port Washington Marina Condominium Owners Association, Lessee December 14, 1983 to July 31, 1993 (HA Lease 22-002332);
Port Washington Marina Condominium Owners Association, Lessee, August 1, 1993 to December 27, 1995 (HA Lease 22-002332, this is the new larger 22-002332 with a lease area that comprised of four former lease areas: lease 2332; lease 2339; lease 2396 and the western portion of lease 2523);

(b) (6) Lessees, December 28, 1995 to December 17, 2003 (HA Lease 22-002332);
Seven J's Investment, Lessee, December 18, 2003 to October 31, 2004 (HA Lease 22-002332);
Seven J's Investment, Lessee, November 1, 2004 to May 27, 2014 (HA Lease 22-A02332);
Bridgeview Marina Inc., Lessee, May 28, 2014 to present (HA Lease 22-A02332);

City of Bremerton Leases and Easements

City of Bremerton, Lessee, August 9, 1938 to August 8, 1948 (Application 22-001169/HA Lease 1140);
City of Bremerton, Lessee, August 9, 1948 to August 8, 1958 (Application 22-001460/HA Lease 1421);
City of Bremerton, Lessee, November 1, 1983 to November 1, 2003 (HA Lease 22-002604);
City of Bremerton, Lessee/Grantee, March 1, 1986 to present (HA Lease 22-002655 in the process of becoming 51-095956);
City of Bremerton, Grantee, October 28, 1983 to present (Easement 51-045730);
City of Bremerton, Grantee, March 22, 1985 to present (Easement 51-046322)

- g. any person who held significant authority to control any activities or operations on the Property;
DNR does not have knowledge of day-to-day management decisions of its lessees, and it is not possible for DNR to identify individuals associated with the lessee that exercised significant authority to control activities or operations.

Tide Water Oil/Philips Petroleum Lease Area

(b) (6) Lessee, May 7, 1946 to September 3, 1946 (Application 22-001364/HA Lease 1348);
Petroleum Navigation Co., Lessee, September 4, 1946 to March 7, 1948 (Application 22-001364/HA Lease 1348);
Tide Water Associated Oil Co., Lessee, March 8, 1948 to May 7, 1956 (Application 22-001364/HA Lease 1348);
Tide Water Associated Oil Company, Lessee, May 7, 1956 to September 15, 1956 (Application 22-001658/HA Lease 1615);
Phillips Petroleum Company a Delaware Corporation, Lessee, September 16, 1956 to May 6, 1966 (Application 22-001658/HA Lease 1615);
Philips Petroleum Company a Delaware Corporation, Lessee, May 7, 1966 to July 18, 1975 (HA Lease 22-002027);

(b) (6) [REDACTED] Lessee, July 18, 1975 to May 6, 1976 (HA Lease 22-002027);
[REDACTED] Lessee, May 7, 1976 to June 12, 1983 (HA Lease 22-002399);
Port Washington Properties, Inc., Lessee, June 13, 1983 to December 13, 1983
(HA Lease 22-002399);
Port Washington Marina Condominium Owners Association, Lessee, December
14, 1983 to July 31, 1993 (HA Lease 22-002399);

Carv/Richfield Oil Lease Area

(b) (6) [REDACTED] Lessee, November 1, 1934 to October 31, 1944 (Application 22-
001074/HA Lease 1044);
(b) (6) [REDACTED] Lessee, November 1, 1944 to November 17, 1950 (Application 22-
001362/HA Lease 1312);
(b) (6) [REDACTED] Lessees, November 18, 1950 to October 28,
1952 (Application 22-001362/HA Lease 1312);
(b) (6) [REDACTED] Lessee, October 29, 1952 to October 31, 1954 (Application 22-
001362/HA Lease 1312);
(b) (6) [REDACTED] Lessee, November 1, 1954 to October 31,
1964 (Application 22-001584/HA Lease 1548);
Richfield Oil Corporation, Lessee, November 1, 1954 to October 31, 1964
(Application 22-001584/HA Lease 1553);
(b) (6) [REDACTED] Lessee, November 11, 1964 (HA Lease 22-
001974);
(b) (6) [REDACTED] Lessee, March 11, 1971 to October 31, 1974 (HA
Lease 22-001974);
Richfield Oil Corporation, Lessee November 1, 1964 to October 31, 1974 (HA
Lease 22-001971);
(b) (6) [REDACTED] Lessee, November 1, 1974 to August 1, 1993
(HA Lease 22-002332);

Slonecker Lease Area

(b) (6) [REDACTED], Lessee, March 26, 1946 to March 25, 1956 (Application 22-
001363/HA Lease 1342);
(b) (6) [REDACTED], Lessee, March 26, 1956 to March 25, 1966 (Application
22-001659/HA Lease 1625);
(b) (6) [REDACTED], Lessee, March 26, 1966 to May 27, 1970 (HA Lease 22-
002018);
G. D. R. Associates, Lessee, May 28, 1970 to March 23, 1972 (HA Lease 22-
002018);
Sea Gate, Inc., Lessee, November 1, 1976 to September 13, 1981 (HA Lease 22-
002396);

Sea Brim, Inc., Lessee, September 14, 1981 to June 12, 1983 (HA Lease 22-002396);

Port Washington Properties, Inc., Lessee, June 13, 1983 to December 13, 1983 (HA Lease 22-002396);

Port Washington Marina Condominium Owners Association, Lessee, December 14, 1983 to July 31, 1993 (HA Lease 22-002396);

Gas Works Dock Lease Area

The Western Gas And Utilities Corporation, Lessee, November 25, 1930 to October 15, 1931 (Application 22-000952/HA Lease 935);

The Western Gas Co. of Washington, Lessee, October 16, 1931 to November 24, 1945 (Application 22-000952/HA Lease 935);

The Western Gas Co. of Washington, Lessee, November 25, 1945 to February 10, 1959 (Application 22-001386/HA Lease 1352);

(b) (6), Lessee, December 8, 1959 to December 7, 1969 (HA Lease 22-001783);

(b) (6), Lessee, December 8, 1969 to January 8, 1976 (HA Lease 22-002141);

(b) (6), Lessees, January 9, 1976 to December 7, 1979 (HA Lease 22-002141);

(b) (6), Lessee, December 8, 1979 to June 12, 1983 (HA Lease 22-002523);

Port Washington Properties Inc., Lessee, June 13, 1983 to July 14, 1987 (HA Lease 22-002523);

(b) (6), Lessee, July 15, 1987 to December 8, 1989 (HA Lease 22-002523);

Cascade Natural Gas Corporation, Grantee, June 24, 1975 to present (Easement 51-037928);

Lent's Inc. Lease Area

(b) (6), Lessee, January 25, 1938 to February 5, 1942 (Application 22-001156/HA Lease 1123);

Ernest B. Lent, Theodore Blomberg and Harold D. Lent, Lessees, February 6, 1942 to January 24, 1948 (Application 22-001156/HA Lease 1123);

Ernest B. Lent, Harold D. Lent and Theodore Blomberg, Lessees, January 25, 1948 to December 20, 1953 (Application 22-001432/HA Lease 1393);

Lent's Inc., Lessee, December 21, 1953 to January 24, 1958 (Application 22-001432/HA Lease 1393);

Lent's Incorporated, Lessee, January 25, 1958 to January 24, 1968 (Application

22-001717/HA Lease 1675);

Lent's Inc., Lessee, January 25, 1968 to January 24, 1978 (HA Lease 22-002071);

Lent's Inc., Lessee, January 25, 1978 to March 9, 1981 (HA Lease 22-002452);

Service Fuel Co., Inc., Lessee, March 10, 1981 to January 25, 1988 (HA Lease 22-002452);

Wilkins Distributing Company, Inc., Lessee, January 25, 1988 to November 18, 1996 (HA Lease 22-002716);

General Petroleum Lease Area

(b) (6), Lessee, March 18, 1938 to December 15, 1942 (Application 22-001153/HA Lease 1124);

General Petroleum Corporation of California, Lessee, December 16, 1942 to May 5, 1943 (Application 22-001153/HA Lease 1124);

General Petroleum Corporation of California, Lessee, March 18, 1943 to March 17, 1953 (Application 22-001309/HA Lease 1280);

General Petroleum Corporation, Lessee, March 18, 1953 to March 17, 1963 (Application 22-001555/HA Lease 1507);

Socony Mobil Oil Company (name changed to Mobil Oil Corporation), Inc., Lessee, March 18, 1963 to April 7, 1972 (HA Lease 22-001920);

Bridgeview Marina Lease Area

(b) (6), Lessee, November 1, 1974 to January 27, 1976 (HA Lease 22-002332);

(b) (6), Lessee, January 28, 1976 to May 31, 1976 (HA Lease 22-002332);

Sea Gate, Inc., Lessee, June 1, 1976 to September 13, 1981 (HA Lease 22-002332);

Sea Brim, Inc., Lessee, September 14, 1981 to May 30, 1983 (HA Lease 22-002332);

Port Washington Properties, Inc., Lessee, May 31, 1983 to May 13, 1983 (HA Lease 22-002332);

Port Washington Marina Condominium Owners Association, Lessee December 14, 1983 to July 31, 1993 (HA Lease 22-002332);

Port Washington Marina Condominium Owners Association, Lessee, August 1, 1993 to December 27, 1995 (HA Lease 22-002332, this is the new larger 22-002332 with a lease area that comprised of four former lease areas: lease 2332; lease 2339; lease 2396 and the western portion of lease 2523);

(b) (6), Lessees, December 28, 1995 to December 17, 2003 (HA Lease 22-002332);

Seven J's Investment, Lessee, December 18, 2003 to October 31, 2004 (HA Lease 22-002332);

Seven J's Investment, Lessee, November 1, 2004 to May 27, 2014 (HA Lease 22-A02332);

Bridgeview Marina Inc., Lessee, May 28, 2014 to present (HA Lease 22-A02332);

City of Bremerton Leases and Easements

City of Bremerton, Lessee, August 9, 1938 to August 8, 1948 (Application 22-001169/HA Lease 1140);

City of Bremerton, Lessee, August 9, 1948 to August 8, 1958 (Application 22-001460/HA Lease 1421);

City of Bremerton, Lessee, November 1, 1983 to November 1, 2003 (HA Lease 22-002604);

City of Bremerton, Lessee/Grantee, March 1, 1986 to present (HA Lease 22-002655 in the process of becoming 51-095956);

City of Bremerton, Grantee, October 28, 1983 to present (Easement 51-045730);

City of Bremerton, Grantee, March 22, 1985 to present (Easement 51-046322)

Subleases

Application 22-001074 (Harbor Area Lease 1044) – On January 10, 1942, (b) (6) subleased to Richfield Oil Corporation for a tenancy to last until October 31, 1954 (Sublease for HA 1044, January 10, 1942).

Application 22-001386 (Harbor Area Lease 1352) – On October 18, 1950, Western Gas Company of Washington subleased to (b) (6) for a term lasting from October 18, 1950 to November 25, 1960 (Sublease for HA 1352, October 18, 1950).

- h. any person who had a significant presence or who conducted significant activities at the Property; and

DNR does not have knowledge of day-to-day management decisions of its lessees, and it is not possible for DNR to identify individuals associated with the lessee that had a significant presence or who conducted significant activities at the Property.

Tide Water Oil/Philips Petroleum Lease Area

(b) (6), Lessee, May 7, 1946 to September 3, 1946 (Application 22-001364/HA Lease 1348);

Petroleum Navigation Co., Lessee, September 4, 1946 to March 7, 1948
(Application 22-001364/HA Lease 1348);

Tide Water Associated Oil Co., Lessee, March 8, 1948 to May 7, 1956
(Application 22-001364/HA Lease 1348);

Tide Water Associated Oil Company, Lessee, May 7, 1956 to September 15, 1956
(Application 22-001658/HA Lease 1615);

Phillips Petroleum Company a Delaware Corporation, Lessee, September 16,
1956 to May 6, 1966 (Application 22-001658/HA Lease 1615);

Philips Petroleum Company a Delaware Corporation, Lessee, May 7, 1966 to July
18, 1975 (HA Lease 22-002027);

(b) (6) Lessee, July 18, 1975 to May 6, 1976 (HA Lease 22-002027);

Lessee, May 7, 1976 to June 12, 1983 (HA Lease 22-002399);

Port Washington Properties, Inc., Lessee, June 13, 1983 to December 13, 1983
(HA Lease 22-002399);

Port Washington Marina Condominium Owners Association, Lessee, December
14, 1983 to July 31, 1993 (HA Lease 22-002399);

Cary/Richfield Oil Lease Area

(b) (6), Lessee, November 1, 1934 to October 31, 1944 (Application 22-
001074/HA Lease 1044);

(b) (6), Lessee, November 1, 1944 to November 17, 1950 (Application 22-
001362/HA Lease 1312);

(b) (6), Lessees, November 18, 1950 to October 28,
1952 (Application 22-001362/HA Lease 1312);

(b) (6), Lessee, October 29, 1952 to October 31, 1954 (Application 22-
001362/HA Lease 1312);

(b) (6), Lessee, November 1, 1954 to October 31,
1964 (Application 22-001584/HA Lease 1548);

Richfield Oil Corporation, Lessee, November 1, 1954 to October 31, 1964
(Application 22-001584/HA Lease 1553);

(b) (6), Lessee, November 11, 1964 (HA Lease 22-
001974);

(b) (6), Lessee, March 11, 1971 to October 31, 1974 (HA
Lease 22-001974);

Richfield Oil Corporation, Lessee November 1, 1964 to October 31, 1974 (HA
Lease 22-001971);

(b) (6), Lessee, November 1, 1974 to August 1, 1993
(HA Lease 22-002332);

Slonecker Lease Area

(b) (6), Lessee, March 26, 1946 to March 25, 1956 (Application 22-001363/HA Lease 1342);

(b) (6), Lessee, March 26, 1956 to March 25, 1966 (Application 22-001659/HA Lease 1625);

(b) (6), Lessee, March 26, 1966 to May 27, 1970 (HA Lease 22-002018);

G. D. R. Associates, Lessee, May 28, 1970 to March 23, 1972 (HA Lease 22-002018);

Sea Gate, Inc., Lessee, November 1, 1976 to September 13, 1981 (HA Lease 22-002396);

Sea Brim, Inc., Lessee, September 14, 1981 to June 12, 1983 (HA Lease 22-002396);

Port Washington Properties, Inc., Lessee, June 13, 1983 to December 13, 1983 (HA Lease 22-002396);

Port Washington Marina Condominium Owners Association, Lessee, December 14, 1983 to July 31, 1993 (HA Lease 22-002396);

Gas Works Dock Lease Area

The Western Gas And Utilities Corporation, Lessee, November 25, 1930 to October 15, 1931 (Application 22-000952/HA Lease 935);

The Western Gas Co. of Washington, Lessee, October 16, 1931 to November 24, 1945 (Application 22-000952/HA Lease 935);

The Western Gas Co. of Washington, Lessee, November 25, 1945 to February 10, 1959 (Application 22-001386/HA Lease 1352);

(b) (6), Lessee, December 8, 1959 to December 7, 1969 (HA Lease 22-001783);

(b) (6), Lessee, December 8, 1969 to January 8, 1976 (HA Lease 22-002141);

(b) (6), Lessees, January 9, 1976 to December 7, 1979 (HA Lease 22-002141);

(b) (6), Lessee, December 8, 1979 to June 12, 1983 (HA Lease 22-002523);

Port Washington Properties Inc., Lessee, June 13, 1983 to July 14, 1987 (HA Lease 22-002523);

(b) (6), Lessee, July 15, 1987 to December 8, 1989 (HA Lease 22-002523);

Cascade Natural Gas Corporation, Grantee, June 24, 1975 to present (Easement 51-037928);

Lent's Inc. Lease Area

(b) (6) Lessee, January 25, 1938 to February 5, 1942 (Application 22-001156/HA Lease 1123);
Ernest B. Lent, Theodore Blomberg and Harold D. Lent, Lessees, February 6, 1942 to January 24, 1948 (Application 22-001156/HA Lease 1123);
Ernest B. Lent, Harold D. Lent and Theodore Blomberg, Lessees, January 25, 1948 to December 20, 1953 (Application 22-001432/HA Lease 1393);
Lent's Inc., Lessee, December 21, 1953 to January 24, 1958 (Application 22-001432/HA Lease 1393);
Lent's Incorporated, Lessee, January 25, 1958 to January 24, 1968 (Application 22-001717/HA Lease 1675);
Lent's Inc., Lessee, January 25, 1968 to January 24, 1978 (HA Lease 22-002071);
Lent's Inc., Lessee, January 25, 1978 to March 9, 1981 (HA Lease 22-002452);
Service Fuel Co., Inc., Lessee, March 10, 1981 to January 25, 1988 (HA Lease 22-002452);
Wilkins Distributing Company, Inc., Lessee, January 25, 1988 to November 18, 1996 (HA Lease 22-002716);

General Petroleum Lease Area

(b) (6) Lessee, March 18, 1938 to December 15, 1942 (Application 22-001153/HA Lease 1124);
General Petroleum Corporation of California, Lessee, December 16, 1942 to May 5, 1943 (Application 22-001153/HA Lease 1124);
General Petroleum Corporation of California, Lessee, March 18, 1943 to March 17, 1953 (Application 22-001309/HA Lease 1280);
General Petroleum Corporation, Lessee, March 18, 1953 to March 17, 1963 (Application 22-001555/HA Lease 1507);
Socony Mobil Oil Company (name changed to Mobil Oil Corporation), Inc., Lessee, March 18, 1963 to April 7, 1972 (HA Lease 22-001920);

Bridgeview Marina Lease Area

(b) (6) Lessee, November 1, 1974 to January 27, 1976 (HA Lease 22-002332);
(b) (6) Lessee, January 28, 1976 to May 31, 1976 (HA Lease 22-002332);
Sea Gate, Inc., Lessee, June 1, 1976 to September 13, 1981 (HA Lease 22-002332);
Sea Brim, Inc., Lessee, September 14, 1981 to May 30, 1983 (HA Lease 22-002332);
Port Washington Properties, Inc., Lessee, May 31, 1983 to May 13, 1983 (HA

Lease 22-002332);

Port Washington Marina Condominium Owners Association, Lessee December 14, 1983 to July 31, 1993 (HA Lease 22-002332);

Port Washington Marina Condominium Owners Association, Lessee, August 1, 1993 to December 27, 1995 (HA Lease 22-002332, this is the new larger 22-002332 with a lease area that comprised of four former lease areas: lease 2332; lease 2339; lease 2396 and the western portion of lease 2523);

(b) (6) Lessees, December 28, 1995 to December 17, 2003 (HA Lease 22-002332);

Seven J's Investment, Lessee, December 18, 2003 to October 31, 2004 (HA Lease 22-002332);

Seven J's Investment, Lessee, November 1, 2004 to May 27, 2014 (HA Lease 22-A02332);

Bridgeview Marina Inc., Lessee, May 28, 2014 to present (HA Lease 22-A02332);

City of Bremerton Leases and Easements

City of Bremerton, Lessee, August 9, 1938 to August 8, 1948 (Application 22-001169/HA Lease 1140);

City of Bremerton, Lessee, August 9, 1948 to August 8, 1958 (Application 22-001460/HA Lease 1421);

City of Bremerton, Lessee, November 1, 1983 to November 1, 2003 (HA Lease 22-002604);

City of Bremerton, Lessee/Grantee, March 1, 1986 to present (HA Lease 22-002655 in the process of becoming 51-095956);

City of Bremerton, Grantee, October 28, 1983 to present (Easement 51-045730);

City of Bremerton, Grantee, March 22, 1985 to present (Easement 51-046322)

Subleases

Application 22-001074 (Harbor Area Lease 1044) – On January 10, 1942, (b) (6)

(b) (6) subleased to Richfield Oil Corporation for a tenancy to last until October 31, 1954 (Sublease for HA 1044, dated January 10, 1942).

Application 22-001386 (Harbor Area Lease 1352) – On October 18, 1950, Western Gas Company of Washington subleased to (b) (6) for a term lasting from October 18, 1950 to November 25, 1960 (Sublease for HA 1352, dated October 18, 1950).

- i. any government entities that had proprietary (as opposed to regulatory) interest or involvement with regard to the activity on the Property.

Washington State, by and through the Department of Natural Resources.

7. Identify and describe any legal or equitable interest that you now have, or previously had in each Property. Include information regarding the nature of such interest; when, how, and from whom such interest was obtained; and when, how, and to whom such interest was conveyed, if applicable. In addition, submit copies of all instruments evidencing the acquisition or conveyance of such interest (e.g., deeds, leases, purchase and sale agreements, partnership agreements, etc.).

7. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments." The DNR has a proprietary interest in the Property as an agency of the State of Washington that manages state-owned aquatic lands on behalf of the State. This interest was obtained through the Washington State Constitution, The Equal Footing Doctrine, and Chapter 79.105 RCW. DNR obtained these interests when the Washington State legislature created DNR in March 6, 1957 (RCW 43.30.030, Chapter 38, Session Laws, 1957). DNR is the successor agency to the Washington State Department of Public Lands.

8. At the time you acquired or operated the Property, did you know or have reason to know that any hazardous substance, waste, or material was disposed of on, or at the Property? Describe all investigations of the Property you undertook prior to acquiring the Property and all of the facts on which you base the answer to this question.

8. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments." The State of Washington acquired the Property via the Equal Footing Doctrine when the Washington Territory became a State on November 11, 1889. The Government Land Office land survey (plat for Township 24 North, Range 1 East, dated March 12, 1884) is the only investigation that DNR is aware of that was conducted prior to or at the time the lands were acquired by the State of Washington. The GLO survey was not for determining environmental contamination.

9. Identify all prior owners that you are aware of for each Property identified in Response to Question 4 above. For each prior owner, further identify if known, and provide copies of any documents you may have regarding:

9. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

The United States of America

- a. the dates of ownership;
June 15, 1846 to November 11, 1889
- b. all evidence showing that they controlled access to the Property; and
DNR has no record of any evidence that indicates the United States of America controlled access to the Property. However, the Treaty of Oregon, dated June 15,

1846, is the legal document transferring ownership from Great Britain to the United States of America.

- c. all evidence that a hazardous substance, pollutant, or contaminant, was released or threatened to be released at the Property during the period that they owned the Property.

DNR has no record of any evidence that any hazardous substance, pollutant, or contaminant, was released or threatened to be released at the Property during the period the United States of America owned the Property.

Great Britain

- a. the dates of ownership;

Likely began with George Vancouver's voyage of the Discovery when he charted Puget Sound in 1792 to June 15, 1846, with the Treaty of Oregon.

- b. all evidence showing that they controlled access to the Property; and

DNR has no record of any evidence that indicates Great Britain controlled access to the Property.

- c. all evidence that a hazardous substance, pollutant, or contaminant, was released or threatened to be released at the Property during the period that they owned the Property.

DNR has no record of any evidence that any hazardous substance, pollutant, or contaminant, was released or threatened to be released at the Property during the period Great Britain owned the Property.

10. Identify all prior operators of the Property, including lessors, you are aware of for each Property identified in response to Question 4 above. For each such operator, further identify if known, and provide copies of any documents you may have regarding:

- a. the dates of operation;
- b. the nature of prior operations at the Property;
- c. all evidence that they controlled access to the Property; and
- d. all evidence that a hazardous substance, pollutant, or contaminant was released or threatened to be released at or from the Property during the period that they were operating the Property.

10. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments." The following are prior operators of the Property as known to DNR:

Tide Water Oil/Philips Petroleum Lease Area

(b) (6) [REDACTED] was a Lessee that operated within the leasehold from May 7, 1946 to September 19, 1946 (Application 22-001364, HA Lease 1348). The nature of the

operation was for a, “workshop for repair of boats” (HA application, dated December 21, 1944) and a marine ways extending into waterway no. 4 (Report of Engineer, dated November 30, 1945). The evidence of control of access to the Property lies in Emma Annie Akers as holder of Harbor Area lease 1348 (Application 22-001364, HA Lease 1348). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Petroleum Navigation Co., was a Lessee that operated within the leasehold from September 20, 1946 to March 7, 1948 (Assignment of 22-001364, HA Lease 1348, dated September 20, 1946). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. Harbor Area lease 1348 states, “...for the purpose of building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce...” The evidence of control of access to the Property lies in the Petroleum Navigation Co. as holder of Harbor Area lease 1348 (Assignment of 22-001364, HA Lease 1348, dated September 20, 1946). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Tide Water Associated Oil Co., was a Lessee that operated within the leasehold from March 8, 1948 to May 7, 1956 (Assignment of 22-001364, HA Lease 1348, dated March 8, 1948). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. Harbor Area lease 1348 states, “...for the purpose of building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce...” The evidence of control of access to the Property lies in the Tide Water Associated Oil Co. as holder of Harbor Area lease 1348 (Assignment of 22-001364, HA Lease 1348, dated March 8, 1948). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Tide Water Associated Oil Company (name change to **Tidewater Oil Company**), was a Lessee that operated within the leasehold from May 7, 1956 to September 15, 1956 (Application 22-001658, HA Lease 1615). The nature of the operation is, “Tidewater Associated Oil Company has oil and gasoline storage plant and other facilities on abutting uplands... Portion of dock are on desired H.A. This is a narrow structure supporting pipe line for unloading tankers and barges” (Inspector’s Report, dated June 13, 1956). The evidence of control of access to the Property lies in the Tidewater Oil Company as holder of Harbor Area lease 1615 (Application 22-001658, HA Lease 1615). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Phillips Petroleum Company a Delaware Corporation, was a Lessee that operated within the leasehold from September 16, 1966 to May 6, 1966 (Assignment of 22-001658, HA Lease 1615 and Commissioners Order, dated September 16, 1966). The nature of the operation is unchanged since Tidewater Oil Company held the lease. The evidence of control of access to the Property lies in the Phillips Petroleum Company as holder of Harbor Area Lease 1615 (Assignment of 22-001658, HA Lease 1615 and

Commissioners Order, dated September 16, 1966). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Phillips Petroleum Company a Delaware Corporation, was a Lessee that operated within the leasehold from May 7, 1966 to July 18, 1975 (HA Lease 22-002027). The nature of the operation is to receive petroleum products and as a mooring facility (Report of Engineer, dated June 8, 1966). The evidence of control of access to the Property lies in the Phillips Petroleum Company as holder of Harbor Area Lease 22-002027. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from July 18, 1975 to May 6, 1976 (Assignment of HA Lease 22-002027, dated July 18, 1975). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. Harbor Area lease 22-002027 states, "...for the purpose of building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce..." The evidence of control of access to the Property lies in (b) (6) as holder of Harbor Area Lease 22-002027. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from May 7, 1976 to June 12, 1983 (HA Lease 22-002399). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. The Harbor Area lease states, "the Lessee shall have to use of the lease premises for the purposes of building and maintaining wharves, docks and other structures for the convenience of navigation and commerce..." (HA Lease 22-002399 and HA Application, dated May 25, 1976). The evidence of control of access to the Property lies in (b) (6) as holder of Harbor Area Lease 22-002399. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Properties, Inc., was a Lessee that operated within the leasehold from June 13, 1983 to December 13, 1983 (Assignment of HA Lease 22-002399, dated June 13, 1983). The nature of the operation is as a private marina. The evidence of control of access to the Property lies in Port Washington Properties, Inc. as holder of Harbor Area Lease 22-002399. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Marina Condominium Owners Association, was a Lessee that operated within the leasehold from December 14, 1983 to July 31, 1993, (Assignment of HA Lease 22-002399, dated December 14, 1983 and Amendment to HA Lease 22-002399, July 30, 1993). The nature of the operation is as a private marina. The evidence of control of access to the Property lies in Port Washington Marina Condominium Owners Association as holder of Harbor Area Lease 22-002399. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) /Richfield Oil Lease Area

(b) (6) was a Lessee that operated within the leasehold from November 1, 1934 to October 31, 1944 (Application 22-001074, HA Lease 1044). The nature of the operation was for the, "mooring of boats" and "a dragway or grid for hauling small boats out of the water" (Application 22-001074 and Report of Engineer, dated October 22, 1934). The evidence of control of access to the Property lies in (b) (6) as holder of Harbor Area Lease 1044. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Richfield Oil Company sublease under application 22-001074 (Harbor Area Lease 1044) – On January 10, 1942, (b) (6) subleased to Richfield Oil Corporation for a tenancy to last until October 31, 1954 (Sublease for HA 1044, dated January 10, 1942). The nature of the operation was for an oil pipeline and a dock for the mooring of tank vessels (Sublease for HA 1044, dated January 10, 1942). Evidence for control of access is indicated in the sublease agreement as a condition, "that no craft shall be moored at the dolphins or dock at which tank vessels will be moored..." (Sublease for HA 1044, dated January 10, 1942). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from November 1, 1944 to November 17, 1950 (Application 22-001362, HA Lease 1312). The nature of the operation was for a "T" shaped catwalk structure that supports two pipe lines, there was also a floating catwalk under the pipeline. "the under portion of the pipe catwalk is used for power craft mooring..." (Inspector's Report, dated March 14, 1945 and Report of Engineer, dated December 2, 1944). The evidence of control of access to the Property lies in (b) (6) as holder of Harbor Area lease 1312. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were Lessees that operated within the leasehold from November 18, 1950 to October 28, 1952 (Assignment of HA Lease: Application 22-001362, HA Lease 1312, dated November 18, 1950). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. Harbor Area lease 1312 states, "...for the purpose of building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce..." However, it is likely a continuation of (b) (6) use. The evidence of control of access to the Property lies in (b) (6)

(b) (6) as holder of Harbor Area Lease 1312 (Assignment of HA Lease: Application 22-001362, HA Lease 1312, dated November 18, 1950). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from October 29, 1952 to October 31, 1954 (Assignment of HA Lease: Application 22-001362, HA Lease 1312,

dated October 29, 1952). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. However, it is likely a continuation of (b) (6) use. The evidence of control of access to the Property lies in (b) (6) as holder of Harbor Area lease 1312 (Assignment of HA Lease; Application 22-001362, HA Lease 1312, dated October 29, 1952). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were Lessees that operated within the leasehold from November 1, 1954 to October 31, 1964 (Application 22-001584, HA Lease 1548). The nature of the operation was, "for the purpose of maintaining a small boat moorage, marine railway and other structures for the convenience of navigation and commerce..." (Application 22-001584 and Report of Engineer, dated August 9, 1954). The evidence of control of access to the Property lies in (b) (6) as holder of Harbor Area lease 1548 (Application 22-001584, HA Lease 1548). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Richfield Oil Corporation, was a Lessee that operated within the leasehold from November 1, 1954 to October 31, 1964 (Application 22-001584, HA Lease 1553). The nature of the operation was for an, "oil dock" (Application 22-001584 and Report of Engineer, dated August 9, 1954). The evidence of control of access to the Property lies in Richfield Oil Corporation as holder of Harbor Area lease 1553 (Application 22-001584, HA Lease 1553). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were Lessee that operated within the leasehold from November 11, 1964 (HA Lease 22-001974). The nature of the operation was for a small boat moorage, known as Bremerton Marine Service (Report of Engineer, dated January 13, 1965 and a Letter from (b) (6) to DNR, dated January 21, 1971). The evidence of control of access to the Property lies in (b) (6) as holders of Harbor Area lease 22-001974 (HA Lease 22-001974). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were Lessees that operated within the leasehold from March 11, 1971 to October 31, 1974 (HA Lease 22-001974). The nature of the operation is a continuation of the small boat moorage use (Letter from (b) (6) to DNR, received June 30, 1971). The evidence of control of access to the Property lies in (b) (6) and (b) (6) as holders of Harbor Area lease 22-001974 (HA Lease 22-001974). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Richfield Oil Corporation, was a Lessee that operated within the leasehold from November 1, 1964 to October 31, 1974 (HA Lease 22-001971). The nature of the operation was for an, "oil dock" (HA Application, dated September 10, 1964). A letter from (b) (6) to DNR describes the nature of the Richfield Oil Corporation operation in 1970 to be, "the Richfield Oil Co. has a dock with two pipelines running

overhead for the unloading of fuel and gas from barges to their bulk plant on the uplands to the south of the Harbor Area (Letter from (b) (6) to DNR, dated August 14, 1970, located in the 22-002141 lease jacket). The evidence of control of access to the Property lies in Richfield Oil Corporation as holder of Harbor Area lease 22-001971 (HA Lease 22-001971). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from November 1, 1974 to August 1, 1993 (HA Lease 22-002332). The nature of the operation was, "the lessee shall have use of the leased premises for the purposes of building and maintaining wharves, docks and other structures for the convenience of navigation and commerce..."; the Harbor Area Application lists, "office and moorage floats" (HA Lease 22-002332 and Application for Harbor Area lease 22-002332, dated October 17, 1974). A Marine Land Inspection Report dated, August 29, 1974, names, (b) (6) & Arco" as lessee, which may indicate an Arco related use. The evidence of control of access to the Property lies in (b) (6) as holders of Harbor Area lease 22-002332 (HA Lease 22-002332, dated April 29, 1975). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) Lease Area

(b) (6) was a Lessee that operated within the leasehold from March 26, 1946 to March 25, 1956 (Application 22-001363, HA Lease 1342). The nature of the operation was for, "a boat house and marine ways..." and, "pile and timber walkway and float" (Report of Engineer, dated November 30, 1945). A letter describes the operation, "moorage for boat repairing...boat building business... marine rail way and a repair float" (letter from (b) (6) to Commissioner of Public Lands, dated March 17, 1949). The evidence of control of access to the Property lies in (b) (6) as holder of Harbor Area lease 1342 (Application 22-001363, HA Lease 1342). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from March 26, 1956 to March 25, 1966 (Application 22-001659, HA Lease 1625). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. However, it is likely a continuation of the use in Harbor Area lease 1342. The evidence of control of access to the Property lies in (b) (6) as holder of Harbor Area lease 1625 (Application 22-001659, HA Lease 1625). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from March 26, 1966 to May 27, 1970 (HA Lease 22-002018). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. A Report of Engineer, dated June 8, 1966 describes, "no improvements on the desired lands" and an

Inspector's Report, dated, June 28, 1966, describes, "there are four pilings and two rafts on this harbor area." The harbor area lease itself states, "...for the purpose of building and maintaining upon the above described harbor area, wharves, docks and other structures for the convenience of navigation and commerce..." (HA Lease 22-002018). The evidence of control of access to the Property lies in (b) (6) as holder of Harbor Area lease 22-002018 (HA Lease 22-002018). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

G. D. R. Associates, was a Lessee that operated within the leasehold from May 28, 1970 to March 23, 1972 (Assignment of HA Lease 22-002018, dated May 28, 1970). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. However, it is likely a continuation of the use when (b) (6) held the lease. The evidence of control of access to the Property lies in G. D. R. Associates as holder of Harbor Area lease 22-002018 (Assignment of HA Lease 22-002018, dated May 28, 1970). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Sea Gate, Inc., was a Lessee that operated within the leasehold from November 1, 1976 to September 13, 1981 (HA Lease 22-002396). The nature of the operation was, "for the purposes of building and maintaining wharves, docks and other structures for the convenience of navigation and commerce..." (HA lease 22-002396). However, this is likely for a private marina. The evidence of control of access to the Property lies in Sea Gate Inc. as holder of Harbor Area lease 22-002396 (HA lease 22-002396). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Sea Brim, Inc., was a Lessee that operated within the leasehold from September 14, 1981 to June 12, 1983 (Assignment of HA Lease 22-002396, dated September 14, 1981). The nature of the operation was for a private marina. The evidence of control of access to the Property lies in Sea Brim, Inc. as holder of Harbor Area lease 22-002396 (Assignment of HA Lease 22-002396, dated September 14, 1981). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Properties, Inc., was a Lessee that operated within the leasehold from June 13, 1983 to December 13, 1983 (Assignment of HA Lease 22-002396, dated June 13, 1983). The nature of the operation was for, "moorage floats and moorage for marina (Amendment to HA lease 22-002396, dated October 2, 1987). The evidence of control of access to the Property lies in Port Washington Properties, Inc. as holder of Harbor Area lease 22-002396 (Assignment of HA Lease 22-002396, dated June 13, 1983). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Marina Condominium Owners Association, was a Lessee that operated within the leasehold from December 14, 1983 to July 31, 1993 (Assignment of HA Lease 22-002396, dated December 14, 1983 and Amendment to HA Lease 22-002396, July 30, 1993). The nature of the operation was for a private marina. The

evidence of control of access to the Property lies in Port Washington Marina Condominium Owners Association as holder of Harbor Area lease 22-002396 (Assignment of HA Lease 22-002396, dated December 14, 1983). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Gas Works Dock Lease Area

The Western Gas And Utilities Corporation, was a Lessee that operated within the leasehold from November 25, 1930 to October 15, 1931 (Application 22-000952, HA Lease 935). The nature of the operation was for a, "dock" (Application 22-000952, HA Lease 935). The dock is used for the delivery of coal and oil (letter from the Western Gas Company of Washington to the Department of Public Lands, dated November 6, 1930). The evidence of control of access to the Property lies in The Western Gas And Utilities Corporation as holder of Harbor Area lease 935 (Application 22-000952, HA Lease 935). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

The Western Gas Co. of Washington, was a Lessee that operated within the leasehold from October 16, 1931 to November 24, 1945 (Assignment of HA Lease 935, dated October 16, 1931, Application 22-000952). The nature of the operation is described in a letter from the Western Gas Company of Washington to the Department of Public Lands, dated November 6, 1930, "This line of pile will extend at right angles to the shore line approximately one hundred and twenty-five feet into the bay, and is so constructed for the purpose of supporting a three inch pipe line for unloading oil. In addition, two dolphins will be driven next to the row of pile for making fast the scows delivering coal and oil." The evidence of control of access to the Property lies in The Western Gas Co. of Washington as holder of Harbor Area lease 935 (Assignment of HA Lease 935, dated October 16, 1931, Application 22-000952). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

The Western Gas Co. of Washington, was a Lessee that operated within the leasehold from November 25, 1945 to February 10, 1959 (Application 22-001386, HA Lease 1352, and Commissioner's Order, dated February 10, 1959). The nature of the operation is to, "load and unload at the gas company plant..." and, "improvements on the harbor area consists of a dock and pipe lines..." (HA Lease Application 22-001386, dated June 10, 1946 and Report of Engineer, July 13, 1946). A letter from Vern & Willa Carey to DNR describes the Western Gas Company operation as, "...for the purpose of maintaining a barge unloading operation. Their gas manufacturing plant was directly above their harbor Lease and they brought in barges of coal and offloaded it to a coal yard on the bank above the barges" (Letter from (b) (6) to DNR, dated August 14, 1970, located in the 22-002141 lease jacket). The evidence of control of access to the Property lies in The Western Gas Co. of Washington as holder of Harbor Area lease 1352 (Application 22-001386, HA Lease 1352). DNR has no record of a hazardous substance,

pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Helen B. Bresnan sublease under Application 22-001386 (Harbor Area Lease 1352) –

On October 18, 1950, Western Gas Company of Washington subleased to (b) (6) for a term lasting from October 18, 1950 to November 25, 1960 (Sublease for HA 1352, dated October 18, 1950). The nature of the operation under this sublease is not clear from the records in the 22-001386 (Harbor Area lease 1352) lease jacket. The evidence of control of access to the Property lies in (b) (6) as holder of the Sublease, dated October 18, 1950, the sublease contains no specific language as to control of access. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from December 8, 1959 to December 7, 1969 (HA Lease 22-001783). The nature of the operation is described in the Application for Lease of Harbor Area dated, May 12, 1959, as a "bulk plant site." The harbor area lease itself describes the purpose as, "building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce..." (HA Lease 22-001783). An Inspector's Report, dated September 24, 1959, states, "Western Gas Company has discontinued the production of gas on the site, so no longer need the harbor area lease." The same Inspector's Report goes on to explain, "...the applicant is now the Richfield Oil Co. distributor and desires the lease to enable him to install a new Bulk Plant..." The evidence of control of access to the Property lies in (b) (6) as holder of Harbor Area lease 22-001783 (HA Lease 22-001783). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from December 8, 1969 to January 8, 1976 (HA Lease 22-002141). The nature of the operation as described in the harbor area lease, "for the purpose of building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce" (HA Lease 22-002141). A 1970 letter describes the nature of the operation, "this harbor Lease was acquired from them by a (b) (6) who had purchased a lot fronting on the west portion of the former Gas Co. lease... He has not made any use of the area at any time, although he has had the lease for over ten years. It is just there the same as it was at the time he acquired it" (Letter from (b) (6)

(b) (6) to DNR, dated August 14, 1970, located in the 22-002141 lease jacket). The evidence of control of access to the Property lies in (b) (6) as holder of Harbor Area lease 22-002141 (HA Lease 22-002141). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were a Lessee that operated within the leasehold from January 9, 1976 to December 7, 1979 (Assignment of HA Lease 22-002141, dated January 9, 1976). The records in the lease jacket do not contain information that describe any type of operation taking place within this leasehold. The

evidence of control of access to the Property lies in (b) (6)

(b) (6) as holders of Harbor Area lease 22-002141 (Assignment of HA Lease 22-002141, dated January 9, 1976). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6), were a Lessee that operated within the leasehold from December 8, 1979 to June 12, 1983 (HA Lease 22-002523). The nature of the operation within this harbor area lease is for a, "Marina-Boat Moorage" (Application to Lease HA 22-002523, dated December 12, 1979). The evidence of control of access to the Property lies in (b) (6) as holders of Harbor Area lease 22-002523 (HA Lease 22-002523). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Properties Inc., was a Lessee that operated within the leasehold from June 13, 1983 to July 14, 1987 (Assignment of HA Lease 22-002523, dated June 13, 1983). The nature of the operation is a private marina. The evidence of control of access to the Property lies in Port Washington Properties Inc. as holder of Harbor Area lease 22-002523 (Assignment of HA Lease 22-002523, dated June 13, 1983). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from July 15, 1987 to December 8, 1989 (Assignment of HA Lease 22-002523, dated July 15, 1987). The nature of the operation is a private marina. The evidence of control of access to the Property lies in (b) (6) as holder of Harbor Area lease 22-002523 (Assignment of HA Lease 22-002523, dated July 15, 1987). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Cascade Natural Gas Corporation, is a Grantee that has held this easement from June 24, 1975 to present (Easement 51-037928). The nature of the operation is for, "an easement for right of way for the construction, operation, use and maintenance of a Cathodic Protection Groundbed..." (Easement 51-037928). There is no control of access associated with this easement. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this Easement.

Lent's Inc. Lease Area

(b) (6) was a Lessee that operated within the leasehold from January 25, 1938 to February 5, 1942 (Application 22-001156, HA Lease 1123). The nature of the operation is described as, "for anchoring boats, floats, etc." (Application 22-001156, September 25, 1937 and Report of Engineer, dated December 21, 1937). The evidence of control of access to the Property lies in (b) (6) as holder of Harbor Area lease 1123 (Application 22-001156, HA Lease 1123). DNR has no record of a hazardous

substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Ernest B. Lent, Theodore Blomberg and Harold D. Lent were Lessee that operated within the leasehold from February 6, 1942 to January 24, 1948 (Assignment of HA Lease 1123, dated February 6, 1942, Application 22-001156). The lease jacket contains no records that specifically describe the nature of the operation within during the time Ernest B. Lent, Theodore Blomberg and Harold D. Lent operated within the leasehold. However, it is likely a continuation of (b) (6) use (this has not been confirmed). The evidence of control of access to the Property lies in (b) (6) Theodore Blomberg and Harold D. Lent as holders of Harbor Area lease 1123 (Assignment of HA Lease 1123, dated February 6, 1942, Application 22-001156). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Ernest B. Lent, Harold D. Lent and Theodore Blomberg, were Lessee that operated within the leasehold from January 25, 1948 to December 20, 1953 (Application 22-001432, HA Lease 1393). The nature of the operation is described as, "docking facilities for oil barges and pipe line leading to our diesel and stove oil storage tanks which are situated on the adjacent property" (Application 22-001432). The evidence of control of access to the Property lies in (b) (6) as holders of Harbor Area lease 1393 (Application 22-001432, HA Lease 1393). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Lent's Inc., was a Lessee that operated within the leasehold from December 21, 1953 to January 24, 1958 (Assignment of HA Lease 1393, December 21, 1953, Application 22-001432). The nature of the operation is described as, "docking facilities for oil barges and pipe line leading to our diesel and stove oil storage tanks which are situated on the adjacent property" (Application 22-001432). The evidence of control of access to the Property lies in Lent's Inc. as holders of Harbor Area lease 1393 (Assignment of HA Lease 1393, dated December 21, 1953, Application 22-001432). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Lent's Incorporated, was a Lessee that operated within the leasehold from January 25, 1958 to January 24, 1968 (Application 22-001717, HA Lease 1675). The nature of the operation is an, "Oil barge facilities-dock and pipeline leading to our storage tanks" (Application 22-001717, dated February 17, 1958). The evidence of control of access to the Property lies in Lent's Incorporated as holder of Harbor Area lease 1675 (Application 22-001717, HA Lease 1675). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Lent's Inc., was a Lessee that operated within the leasehold from January 25, 1968 to January 24, 1978 (HA Lease 22-002071). The nature of the operation is an, "oil barge docking facility" (Application for HA Lease 22-002071, dated December 27, 1967). The evidence of control of access to the Property lies in Lent's Inc. as holder of Harbor Area

lease 22-002071 (HA Lease 22-002071). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Lent's Inc., was a Lessee that operated within the leasehold from January 25, 1978 to March 9, 1981 (HA Lease 22-002452). The nature of the operation is described as, "oil barge docking facility" and the improvements are described as, "dock and pipeline" (Application for HA Lease 22-002452, dated December 7, 1971). The evidence of control of access to the Property lies in Lent's Inc. as holder of Harbor Area lease 22-002452 (HA Lease 22-002452). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Service Fuel Co., Inc., was a Lessee that operated within the leasehold from March 10, 1981 to January 25, 1988 (Assignment of HA Lease 22-002452, dated March 10, 1981). The nature of the operation is the same use as when Lent's Inc. held the lease. The evidence of control of access to the Property lies in Service Fuel Co., Inc. as holder of Harbor Area lease 22-002452 (Assignment of HA Lease 22-002452, dated March 10, 1981). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Wilkins Distributing Company, Inc., was a Lessee that operated within the leasehold from January 25, 1988 to November 18, 1996 (HA Lease 22-002716). The nature of the operation is described as, "commercial – fuel barges" (Application for HA Lease 22-002716). The lease jacket contains a letter that describes the operation as, "They refurbished an existing wooden dock and used the dock for off-loading fuel oil (heading oil, equivalent to diesel #1) from barges. In 1993, all transfer piping was removed and Wilkins ceased operations on the property" (letter from GeoScience Management, Inc. to DNR, dated November 18, 1996). The evidence of control of access to the Property lies in Wilkins Distributing Company, Inc. as holder of Harbor Area lease 22-002716 (HA Lease 22-002716). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease. The letter from GeoScience Management, Inc. to DNR, dated November 18, 1996, also states, "During the lease period, Wilkins did not have any documented or reported release of fuel at or in the vicinity of the dock."

General Petroleum Lease Area

(b) (6) was a Lessee that operated within the leasehold from March 18, 1938 to December 15, 1942 (Application 22-001153/HA Lease 1124). The nature of the operation is described as, "for mooring small boats and anchorage" (Application for HA Lease 1124, dated September, 1937, Application 22-001153). The evidence of control of access to the Property lies in (b) (6) as holder of Harbor Area lease 1124 (Application 22-001153, HA Lease 1124). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

General Petroleum Corporation of California, was a Lessee that operated within the leasehold from December 16, 1942 to May 5, 1943 (Assignment of HA Lease 1124, December 16, 1942, and Commissioner's Order, dated May 5, 1943). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold while General Petroleum Corporation held the lease. The evidence of control of access to the Property lies in General Petroleum Corporation of California as holder of Harbor Area lease 1124 (Assignment of HA Lease 1124, dated December 16, 1942). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

General Petroleum Corporation of California, was a Lessee that operated within the leasehold from March 18, 1943 to March 17, 1953 (Application 22-001309/HA Lease 1280). The nature of the operation is described as, "construct dock for handling petroleum products" (Application for HA Lease 1280, dated October 14, 1942). The evidence of control of access to the Property lies in General Petroleum Corporation of California as holder of Harbor Area lease 1280 (Application 22-001309/HA Lease 1280). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

General Petroleum Corporation, was a Lessee that operated within the leasehold from March 18, 1953 to March 17, 1963 (Application 22-001555/HA Lease 1507). The nature of the operation is described as, "loading and unloading of petroleum products over applicants dock and approach" (Application for HA Lease 1507, dated February 27, 1953). The evidence of control of access to the Property lies in General Petroleum Corporation as holder of Harbor Area lease 1507 (Application 22-001555/HA Lease 1507). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Socony Mobil Oil Company Inc. (name changed to **Mobil Oil Corporation**), was a Lessee that operated within the leasehold from March 18, 1963 to April 7, 1972 (HA Lease 22-001920 and Commissioner's Order, dated, April 7, 1972). The nature of the operation is described as, "said Lease was entered into for the purpose of loading and unloading petroleum products over our dock and approach. The improvements consisted of one 72' x 18' dock w/8' x 144' approach w/two 4" pipelines and connectings for loading and unloading petroleum products" (letter from Mobil Oil Corporation to DNR, dated March 13, 1972). The evidence of control of access to the Property lies in Socony Mobil Oil Company Inc. as holder of Harbor Area lease 22-001920 (HA Lease 22-001920). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Bridgeview Marina Lease Area

(b) (6) was a Lessee that operated within the leasehold from November 1, 1974 to January 27, 1976 (HA Lease 22-002332, dated April 29, 1975). The nature of the operation is a private marina (Application for HA Lease 22-002332, October 17, 1974). A Marine Land Inspection Report dated, August 29, 1974, names, (b) (6) & Arco" as lessee, which may indicate an Arco related use. The

evidence of control of access to the Property lies in (b) (6) as holders of Harbor Area lease 22-002332 (HA Lease 22-002332, dated April 29, 1975). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from January 28, 1976 to May 31, 1976 (Involuntary Assignment of HA Lease 22-002332, dated January 28, 1976). The nature of the operation is a private marina (Application for HA Lease 22-002332, dated October 17, 1974). The evidence of control of access to the Property lies in (b) (6) as holder of Harbor Area lease 22-002332 (Involuntary Assignment of HA Lease 22-002332, dated January 28, 1976). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Sea Gate, Inc., was a Lessee that operated within the leasehold from June 1, 1976 to September 13, 1981 (Assignment of HA Lease 22-002332, dated June 1, 1976). The nature of the operation is a private marina (Application for HA Lease 22-002332, dated October 17, 1974). The evidence of control of access to the Property lies in Sea Gate, Inc. as holder of Harbor Area lease 22-002332 (Assignment of HA Lease 22-002332, dated June 1, 1976). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Sea Brim, Inc., was a Lessee that operated within the leasehold from September 14, 1981 to May 30, 1983 (Assignment of HA Lease 22-002332, dated September 14, 1981). The nature of the operation is a private marina (Application for HA Lease 22-002332, dated October 17, 1974). The evidence of control of access to the Property lies in Sea Brim, Inc. as holder of Harbor Area lease 22-002332 (Assignment of HA Lease 22-002332, dated September 14, 1981). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Properties, Inc., was a Lessee that operated within the leasehold from May 31, 1983 to May 13, 1983 (Assignment of HA Lease 22-002332, dated May 31, 1983). The nature of the operation is a private marina (Application for HA Lease 22-002332, dated October 17, 1974). The evidence of control of access to the Property lies in Port Washington Properties, Inc. as holder of Harbor Area lease 22-002332 (Assignment of HA Lease 22-002332, dated May 31, 1983). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Marina Condominium Owners Association, was a Lessee that operated within the leasehold from December 14, 1983 to July 31, 1993 (Assignment of HA Lease 22-002332, dated December 14, 1983). The nature of the operation is a private marina (Application for HA Lease 22-002332, dated October 17, 1974). The evidence of control of access to the Property lies in Port Washington Marina Condominium Owners Association as holder of Harbor Area lease 22-002332 (Assignment of HA Lease 22-002332, dated December 14, 1983). DNR has no record of a hazardous substance,

pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Marina Condominium Owners Association, was a Lessee that operated within the leasehold from August 1, 1993 to December 27, 1995 (HA Lease 22-002332, dated July 30, 1993, this is the new larger 22-002332 with a lease area that is comprised of four former lease areas: lease 2332; lease 2339; lease 2396 and the western portion of lease 2523). The nature of the operation is described as, "Lessee shall have use of the Property only for the specified purposes of maintaining finger floats, docks, and fixed piles to provide vessel moorage for a privately-owned and operated marina, and for no other purpose whatsoever" (HA Lease 22-002332, dated July 30, 1993). The evidence of control of access to the Property lies in Port Washington Marina Condominium Owners Association as holder of Harbor Area lease 22-002332 (HA Lease 22-002332, dated July 30, 1993). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were Lessees that operated within the leasehold from December 28, 1995 to December 17, 2003 (Assignment of HA Lease 22-002332, dated December 28, 1995). The nature of the operation is described as, "Lessee shall have use of the Property only for the specified purposes of maintaining finger floats, docks, and fixed piles to provide vessel moorage for a privately-owned and operated marina, and for no other purpose whatsoever" (HA Lease 22-002332, dated July 30, 1993). The evidence of control of access to the Property lies in (b) (6) as holders of Harbor Area lease 22-002332 (Assignment of HA Lease 22-002332, dated December 28, 1995). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Seven J's Investment, was a Lessee that operated within the leasehold from December 18, 2003 to October 31, 2004 (Assignment of HA Lease 22-002332, dated 12/18/2003). The nature of the operation is described as, "Lessee shall have use of the Property only for the specified purposes of maintaining finger floats, docks, and fixed piles to provide vessel moorage for a privately-owned and operated marina, and for no other purpose whatsoever" (HA Lease 22-002332, dated July 30, 1993). The evidence of control of access to the Property lies in Seven J's Investment as holder of Harbor Area lease 22-002332 (Assignment of HA Lease 22-002332, dated 12/18/2003). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Seven J's Investment, was a Lessee that operated within the leasehold from November 1, 2004 to May 27, 2014 (HA Lease 22-A02332, dated February 25, 2005). The nature of the operation is described as, "Tenant shall use the Property for recreational and commercial vessel moorage and a marine pump out facility (the "Permitted Use") and for no other purpose" (HA Lease 22-A02332, dated February 25, 2005). The evidence of control of access to the Property lies in Seven J's Investment as holder of Harbor Area lease 22-A02332 (HA Lease 22-A02332, dated February 25, 2005). On August 6, 2009, a DNR Land Manager (Lindie Schmidt) noticed a defective City of Bremerton stormwater

pipe, located within the leasehold and under a staircase to the beach. The Land Manager goes on to describe, "that during major rain events there can be oil sheens from the stormwater pipe" (Email by Lindie Schmidt to be placed in file 22-A02332, "Memo to File", dated August 6, 2009). A photograph, dated August 6, 2009 of the defective stormwater pipe has been placed in lease jacket 22-0A02332, 2 of 3.

Bridgeview Marina Inc., is a Lessee that has operated within the leasehold from May 28, 2014 to present (Involuntary Assignment of HA Lease 22-A02332, dated May 28, 2014). The nature of the operation is described as, "Tenant shall use the Property for recreational and commercial vessel moorage and a marine pump out facility (the "Permitted Use") and for no other purpose" (HA Lease 22-A02332, dated February 25, 2005). The evidence of control of access to the Property lies in Bridgeview Marina Inc. as holder of Harbor Area lease 22-A02332 (Involuntary Assignment of HA Lease 22-A02332, dated May 28, 2014). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property while Bridgeview Marina Inc. has been the holder of this lease.

City of Bremerton Leases and Easements

City of Bremerton, was a Lessee that operated within the leasehold from August 9, 1938 to August 8, 1948 (Application 22-001169/HA Lease 1140). The nature of the operation is described as, "for a 12" cast iron storm water outfall, which is buried in the beach, also for the installation of a pump station" (Application for HA Lease 1140, dated May 11, 1938). The evidence of control of access to the Property lies in the City of Bremerton as holder of Harbor Area lease 1140 (Application 22-001169/HA Lease 1140). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property while the City of Bremerton has been the holder of this lease.

City of Bremerton, was a Lessee that operated within the leasehold from August 9, 1948 to August 8, 1958 (Application 22-001460/HA Lease 1421). The nature of the operation is described as, "sewer pipe lines" (Application for HA Lease 1421, dated December 8, 1948). The evidence of control of access to the Property lies in the City of Bremerton as holder of Harbor Area lease 1421 (Application 22-001460/HA Lease 1421). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property while the City of Bremerton has been the holder of this lease.

City of Bremerton, was a Lessee that operated within the leasehold from November 1, 1983 to March 20, 1985 (HA Lease 22-002604 and Commissioner's Order, dated March 20, 1985). The nature of the operation is described as, "storm sewer outfall" (Application for HA Lease 22-002604, received by DNR on October 13, 1983). The evidence of control of access to the Property lies in the City of Bremerton as holder of Harbor Area lease 22-002604. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property while the City of Bremerton has been the holder of this lease.

City of Bremerton, is a Lessee/Grantee that has been the holder of this easement from March 1, 1986 to present (HA Lease 22-002655 in the process of becoming 51-095956). The nature of the operation is described as, "installation, operation and maintenance of a

waste outfall” and “replace existing combined sewer outfall” (HA Lease 22-002655 and Application for HA Lease 22-002655). The evidence of control of access to the Property lies in the City of Bremerton as holder of Harbor Area lease 22-002655. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property while the City of Bremerton has been the holder of this lease.

City of Bremerton. is a Grantee that has held this easement from October 28, 1983 to present (Easement 51-045730). The nature of the operation is for, “an easement for right of way for the construction, operation, use and maintenance of a sanitary sewer line...” (Easement 51-045730). There is no control of access associated with this easement. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this Easement.

City of Bremerton. is a Grantee that has held this easement from March 22, 1985 to present (Easement 51-046322). The nature of the operation is for, “an easement for right of way for the construction, operation, use and maintenance of storm sewer outfall...” (Easement 51-046322). There is no control of access associated with this easement. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this Easement.

Derelict Vessel Removal Program vessel removal

In 2005, Global Diving & Salvage, Inc. (Global), removed three derelict vessels from the Property (email dated 6/2/2005 From Melissa Montgomery to Rufino Ignacio, subject DV removal contract—Port Washington narrows). The names of the three vessels are unknown but the scope of work for their removal lists the contractor as responsible for the disposal of any hazardous materials found onboard (Request for Proposals, dated May 6, 2005). The vessel removal and disposal proposal for the three vessels listed, “Lead in paint” being disposed of at the Eastmont Recycling Center; diesel fuel or gasoline, “fuel found onboard the vessel will be pumped into hazmat barrels before the vessels are transferred to the landfill; and, “any batteries found will be transloaded into overpacks and disposed of at Eastmont Recycling Center” (Proposal Removal and Disposal of Three or Four Vessels at Port Washington Narrows, May 20, 2005). It is not clear the types or quantities of hazardous materials disposed of, if any.

In addition to the three vessels, a larger vessel named *Ked* was removed by Global from the Property. The *Ked* contained oil and other hazardous waste which was removed by Global Diving & Salvage. Estimated 47,000 gallons of contaminated water & oil, 15 marine batteries and 5 gallons of paint and soap were removed by Global from the *Ked* (email dated 10/18/2005 from Melissa Montgomery DNR to thursrlt@dfw.wa.gov, subject *Ked*.)

11. If not included in response to any of the previous questions, please describe the purpose and duration of each aquatic lands lease Respondent or the operator of Respondent’s

Property(ies) ever obtained from the State of Washington and provide a copy of each application for and aquatic lands lease obtained.

11. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

All applications to lease and the corresponding aquatic land leases obtained from the State of Washington have been provided. The information requested in the question regarding the purpose and duration of each aquatic lands lease has been described in the answer to question 10.

Section 3.0 Description of Each Property

12. Provide the following information about each Property identified in response to Question 4:

a. property boundaries, including a written legal description;

Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

Legal description:

Current On-Going Leases, Rights of Way, And Easements Over The Beds And Harbor Areas Of State Owned Aquatic Lands Abutting The Southern Shore Of Port Washington Narrows Between Waterway #4 And Ohio Street, Within Sections 11 & 14 Township 24 North, Range 1 East, Willamette Meridian, City of Bremerton, County of Kitsap, State of Washington.

See map provided as part of the answer for Question 13.

b. location of underground utilities (telephone, electrical, sewer, water main, etc.);
Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR only possesses records of those unground utilities that have been authorized by DNR. Easement 51-045730 is a City of Bremerton easement for a sanitary sewer line. Easement 51-037928 is a Cascade Natural Gas Corporation easement for a Cathodic Protection Groundbed. See map provided as part of the answer for Question 13 for the locations of these easements.

c. location of all underground pipelines whether or not owned, controlled or operated by you;

Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR only possesses records for those underground pipelines that have been authorized by DNR. Easement 51-045730 is a City of Bremerton easement for a

sanitary sewer line. See map provided as part of the answer for Question 13 for the location of this easement. For the purposes of this question, DNR interprets the term "pipeline" as meaning a pipe under pressure. DNR has not included outfalls in this definition. However, the following outfalls currently exist on the Property: 22-002655 (in process of becoming 51-095956); 51-046332; and an unauthorized stormwater outfall shown on the Property boundary map (see question 13).

- d. surface structures (e.g., buildings, tanks, pipelines, etc.);

Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR is the manager of State-owned aquatic lands, this question does not apply. DNR is not aware of any structures other than over-water structures on the Property.

- e. over-water structures (e.g., piers, docks, cranes, etc.);

Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

The only overwater structure that DNR is aware of existing within the Property is the marina authorized under Harbor Area lease 22-A02332.

A brief description of the over-water structures can be found in the Existing Improvements clause (7.1) for Harbor Area Lease 22-A02332, "On the Commencement Date, the following improvements are located on the Property: sixty three (63) pilings, a bulkhead and filled retaining wall, and two buildings ("Existing Improvements"). The above improvements are not owned by State. Also, located on the property is a bulkhead and abutting filled parking area ("State-Owned Improvements"). The bulkhead abutting the filled parking area, and the filled parking area owned by State." The exact layout of the marina is shown in the Exhibit A, attached to Harbor Area Lease 22-A02332. The Exhibit B for Harbor Area Lease 22-A02332 identifies the tenant-owned improvements to include, "Sixty three (53) creosote pilings, one (1) floating house Barge, six (6) floating piers and thirty six (36) finger floats." The same Exhibit B also states, "The building, which is mostly over privately owned tidelands, contains an office, Laundry room and restroom facilities."

- f. dry wells;

Property: all harbor area and marine bedlands within the, “Initial Study Area – Sediments.”

DNR is not aware of any dry wells existing within the Property.

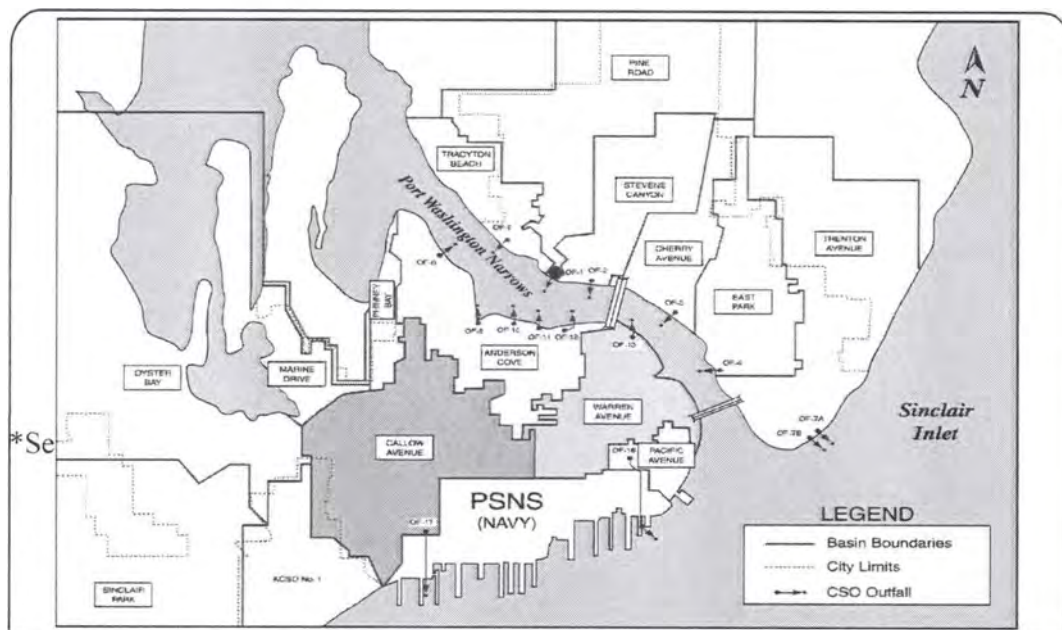
- g. treatment or control devices (e.g., surface water, air, groundwater, Resource Conservation and Recovery Act (RCRA), Transfer, Storage, or Disposal (TSD), etc.);

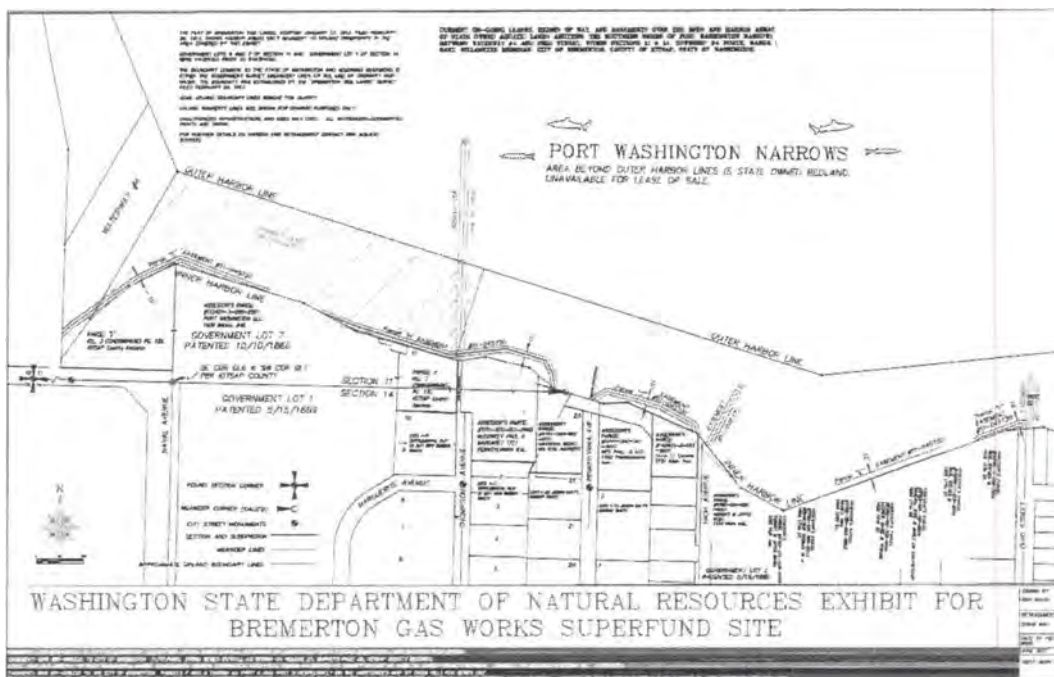
The only record that DNR has of treatment or control devices on the Property is organo-clay mats placed during the 2010 and 2013 Time Critical Removal Actions (TCRAs) implemented by Cascade Natural Gas as outlined in the RIFS FINAL WORK PLAN Section 3.3-Previous Site Removal Actions.

- h. groundwater wells, including drilling logs;

DNR has no record of groundwater wells on the Property.

- i. storm water drainage system, and sanitary sewer system, past and present, including septic tank(s) and where, when and how such systems are emptied and maintained;





See 2018 BGW SF Exhibit

CSO OF-12 is a City of Bremerton owned combined sewer outfall (CSO) located within the Investigation Area on the Property at the end of Ohio Avenue. This CSO is managed under DNR easement #22-002655 soon to be #51-095956. Once draft is finalized and signed, the file transfer will be complete.

The Department of Ecology (Ecology) regulates this CSO under NPDES permit #WA-002928-9. The 2010 NPDES Permit on file stated that this outfall, as well as many others under this permit, needed to be redesigned to minimize CSO occurrences to less than once per year. Some key notes of reference in the 2010 NPDES regarding discharge management includes Page.7-Jarpa info on CSO, P.50-CSO compliance requirements, P.62-67 Order on Consent and description of CSO reduction plan to reduce events to no more than once per year. DNR does not have a more current NPDES on file.

Abby Barnes's September 8th, 2017 Bremerton CSO OF-12 Outfall Review Memo for this outfall notes that; "OF-12 is one of 15 CSO outfalls associated with the Bremerton West & East Wastewater Treatment Plants and services the Anderson Cove basin, which encompasses a portion of northwest Bremerton, extending along the northwest shore of the narrows. The current outfall is a 24-inch reinforced concrete pipe (RCP) that extends approximately 120 feet from the shoreline waterward of Ohio Avenue, just north of East Anderson Cove Park. The outfall appears to occur entirely on SOAL and is buried at least three feet below

the substrate to the approximate line of extreme low tide (-4.5 feet MLLW). The outfall continues on the sediment surface beyond this point and discharges at a depth of approximately -7 feet at MLLW. Sediments in the discharge location are primarily sand and cobble with some shell hash. The age and condition of this outfall are unknown. However, construction plans provided indicate that the outfall has been replaced since initial installation. These plans also indicate that the original 18-inch RCP pipe was abandoned in place when the 24-inch pipe was installed. The location of the abandoned pipe appears to be just west of the active outfall." Ms. Barnes's review memo goes on to state; "A series of projects intended to reduce the frequency and volume of overflows from OF-12 were completed in 1999. No overflows have been reported at CSO OF-12 since 2000".

CSO OF-11 easement #51-046322 lies on SOAL at the end of High Avenue. This is an older, perpetual easement with limited language and therefore DNR has limited management authority over this outfall structure. There is no specific information regarding upland drainage system and/or sediment sampling information in the file. This outfall is regulated under NPDES #WA-002928-9. The 2010 NPDES Permit we have on file acknowledges that this outfall, as well as many others under this permit, needed to be redesigned to minimize CSO occurrences to less than once per year. The 2016 City of Bremerton Annual CSO Progress Report on file reflects that 99% of their CSOs have been upgraded. The report states that the only CSO discharge events listed as occurring in 2016 were at this outfall-one releasing 59,740 gallons on January 21st, 2016 and one releasing 2,461 gallons on March 10th, 2016 (see P.23 for further details).

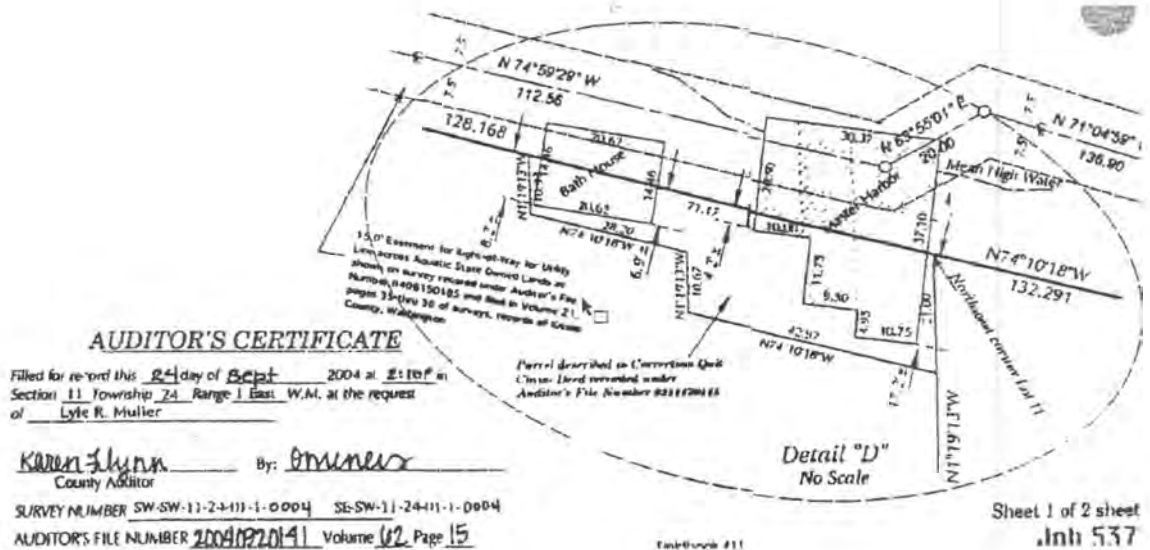
CSO-OF-10 Per DNR's Land Survey Section and land management staff, DNR has no use authorization for this outfall.

Agreement number 51-045730 is an underground sewer line under perpetual easement for a sanitary sewer line which runs along the inner harbor line. For Exhibit A/Survey information see pages 2-10 in digital lease file for current size and location (this is after line was replaced and relocated due to sloughing caused by marina dredging), 52-55 (original as-built), 65-76 (original proposed) There are no outfalls associated with this sewer line within the boundary of the Property.

Marina current lease number 22-A02332 (files 1-3).

Sewage is pumped to City sewer system-DNR does not have schematics that show details of these plumbing systems.

See Exhibit A, File 22A02332Lease_20150319211142.478 (pages 31 and 32), for diagrams of marina structures including buildings with sewer service.



There are records of house boats in the past and 10% current occupation by liveaboard residents. Exhibit B (see pages 33-38) does not provide specific BMPs for sewage management but does specify to follow operational BMPs in the Department of Ecology's Resource Manual for Pollution Prevention in Marinas.

There is reference to, and a picture of, a relatively small stormwater outfall that is located under the stairs that lead to marina slips on SOAL. Marina site representative "Stephanie" noted during a 2009 site inspection conducted by Land Manager, Lindie Schmidt, that there can be oil sheens from the stormwater pipe during heavy rain events. We have not located documents in the marina file that confirm the drainage area of this outfall. It could drain a parking lot (private and/or State owned), County outfall as the land manager references, or a City outfall.

- j. subsurface disposal field(s), Underground Injection Control (UIC) wells, and other underground structures (e.g., underground storage tanks (USTs); and where they are located, if they are still used, and how they were closed;

No subsurface disposal field(s), Underground Injection Control (UIC) wells, and other underground structures (e.g., underground storage tanks (USTs); are known by DNR to exist on the Property.

- k. any and all major additions, demolitions or changes on, under or about the Property, its physical structures or to the property itself (e.g., stormwater

drainage, excavation work); and any planned additions, demolitions or other changes to the Property;

Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

Past improvements in the vicinity of the current Bridgeview Marina (Harbor Area Lease 22-A02332)

- **In 1930**, under Harbor Area Lease 935 (22-00952) the Western Gas and Utilities Corporation was approved to construct a pier and grid iron to support an oil pipeline.
- **In, 1934**, under Harbor Area lease 1044 (22-001074) with (b) (6) construction of a dragway or grid for hauling small boats out of the water was approved.
- **In 1942**, under (b) (6) Harbor Area lease 1044 (22-001074), Richfield Oil Corporation was approved to drive piling, construct a catwalk or pier, a dock and dolphins and a pipe line that runs along (connected to) the catwalk/pier.
- **In 1946**, under Harbor Area lease 1348 (22-001364) with (b) (6) (b) (6) the construction of a marine ways and a pier was approved.
- **In 1946**, under Harbor Area lease 1342 (22-001363), (b) (6) was approved to construct a marine ways, overwater walkway and float.
- **In 1948**, under Harbor Area lease 1348 (22-001364), Tide Water Associated Oil Company's request to construct a wharf and three dolphins was approved. In 1956, Tide Water Associated Oil Co. applied for a lease renewal under application 22-001364. The improvements were described as a dock-narrow structure supporting pipelines for unloading tankers and barges.
- **In 1954**, under Harbor Area lease application 22-001584 (b) (6) (b) (6) applied to release the harbor area, the improvements at the time were described as, small boat moorage and oil dock.
- **In 1971**, under Harbor Area Lease 22-001974, (b) (6) were approved to replace an existing tool shed, construct a patio-deck over the beach and connect the garage to the house.
- **In 1983**, under Harbor Area Lease 22-002332 the Port Washington Marina Condominium Owners Association Marina was constructed over the three adjacent leaseholds, 2332, 2396 and 2399. Dredging activities were conducted as part of this marina construction/expansion. It is likely at this time, the former historic structures that existed within the footprint of the leasehold for the marina were removed from this portion of the harbor area but this has not been verified. A memorandum, dated

December 2, 1986, located in the lease jacket for Harbor Area Lease 22-002523 lists the following time line:

- 1983 – Port Washington Marina dredges the toe of the beach to allow free float of their floating dock. City of Bremerton notices that beach erosion has uncovered their 8-inch sewer main; the line is undermined in some areas, and the City feels a line failure may occur.
- Late 1983 – City of Bremerton replaces the existing 8-inch line with a new 12-inch line located near the toe of the bluff.
- December 1983 – Port Washington Marina installs their docks.
- Spring of 1984 – Port Washington Marina installs filter fabric to the east portion of the beach to about erosion and protect the boat house.
- Fall of 1984 – Port Washington Marina installs filter fabric to the remainder of the affected beach.

The lease jacket for Harbor Area Lease 22-002332, jacket 1 of 3 contains a letter from Treece, Richdale, Malone & Corning & Abbott, Attorneys At Law to DNR, dated July 1, 1988. This letter describes a Port Washington Marina project consisting of:

- Excavating or dredging approximately 3,500 cubic yards of native material.
- Placing approximately 2,300 cubic yards of gravel filler and 2,200 cubic yards of riprap on newly excavated slope.
- Placing approximately 2,200 cubic yards of gravel fill on the shore side of the riprap.

Past improvements in the vicinity of the Lent's Inc. leasehold

In 1942, under Harbor Area Lease 1123 (22-001156), Ernest R. Lent, Theodore Blomberg and Harold D. Lent requested approval to build a dock and oil pipeline. Comments, dated 7/5/2001 and 9/13/2001, in the history sheet for Harbor Area Lease 22-002716, state, "Roger Jensen called & left message saying he had contacted the purchaser & they have no use for the dock & because of liability for both the state & himself he thinks it would be a wise decision to take it out. Will cost about 29,000 he thinks" and "Roger Jensen called & said the dock is gone." This may be referring to the Lent dock and oil pipeline.

Past improvements in the vicinity of the General Petroleum leasehold

In 1942, under Harbor Area Lease 1124 (22-001153), The General Petroleum Corporation was approve to construct a dock for handling petroleum products.

All former structures associated with the various leaseholds that once occupied the Property have been removed except for those over-water structures associated with the marina currently authorized under Harbor Area lease 22-A02332.

In 2005, Global Diving & Salvage, Inc. (Global), removed four derelict vessels from the Property (email dated 6/2/2005 From Melissa Montgomery to Rufino Ignacio, subject DV removal contract—Port Washington narrows). The names of three of the vessels are unknown. The fourth, a larger vessel named *Ked* was removed by Global from the Property (email chain, last email dated 11/24/2014 from Melissa Ferris to Troy Wood, subject Sesko).

- I. all maps and drawings of the Property in your possession; and

Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR has provided all maps and drawings for the Property in DNR's possession.

- m. all aerial photographs of the Property in your possession.

Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR has provided all known aerial photography for the Property in DNR's possession except for photography located in a Washington Department of Transportation aerial film archive.

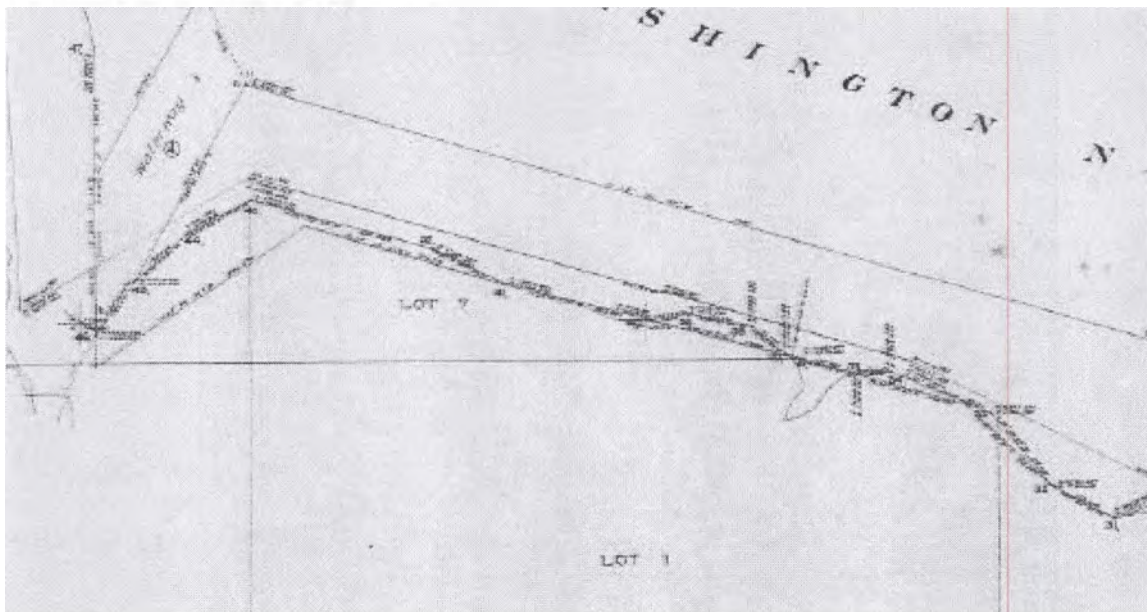
Dot Film Archive – In 2014, DNR was given custody of the WA Department of Transportation's (DOT) aerial film archive. DOT retains ownership of the film. There are no paper prints available, and no standard flight indexes exist, making it extremely difficult to determine flight coverage and locate individual images. Included on page 2 of the "List of Aerial Photos.pdf" document provided with this submittal is a listing of a handful of flights the Photogrammetry Unit believes would cover this site. If required, with the assistance of the Photogrammetry Unit, these film reels can be made available to EPA to examine, and pertinent frames can be scanned and digital files provided.

- 13. For Properties adjacent to the Port Washington Narrows, provide specific information describing the boundary of private ownership and where state aquatic lands and/or state-management jurisdiction begins. Provide a map that delineates the tideland-side boundary of each Property.

13. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

On December 23, 1858, the United States surveyed Township 24 North, Range 1 East under contract 27 to Berry & Carlton, meandered the shoreline, and established lot 7 in Section 11, and lots 1 and 2 in Section 14. The United States deeded lot 7 by a cash entry patent on October 10, 1866, and lots 1 and 2 by a cash entry patent dated May 15, 1869. Under the Article XVII, Section 2 of the State Constitution, the State disclaimed all right, title and interest to all tide, swamp and overflowed lands, patented by the United States prior to statehood. The Washington State Supreme Court has interpreted this article to mean that upland ownership extends to the meander line or the ordinary high water line whichever is further water ward.

In 1913, pursuant to the State Constitution and Washington State Supreme Court decisions, the Board of State Land Commissioners established harbor area fronting lots 6 and 7 Section 11 and lots 1 and 2 Section 14, and placed the inner harbor line along the meander line or line of mean high tide (see Figure below). This is the area of interest as discussed in this report. The yellowed dash line shows the location of the meander line located shoreward of the line of mean high tide that was not used as the inner harbor line. The line located immediately water ward of the yellow line was defined as the inner harbor line. As a consequence, no state owned tidelands front Sections 11 and 14, Township 24 North, Range 1 East.



This figure is taken from DNR Index Sheet tf18-062

For example, the department had sent correspondence clarifying to upland owners that no tidelands front lots 6 and 7, section 11, and lots 1 and 2, Section 14. On September 22, 1930, the Commissioner informed Walter F. Meier that,

"Your application to purchase tidelands in front of Bay View Garden Tracts at Bremerton, could not be filed, as no tide lands exist at this point, and I am therefore enclosing herewith Commissioner's check No. 26597, being a return of your special deposit.

I am also enclosing a blue print of a portion of Bremerton Harbor at this point, on which you will find, in red, the inner and the outer harbor lines, and you will note that the inner harbor line is coincident with the line of ordinary high tide, leaving no tide lands between said line and the upland." (Commissioner of Public Lands to Walter F. Meier, dated September 22, 1930. Located in the lease jacket for Harbor Area lease 22-000952).

On April 22, 1942, the Assistant Commissioner advised James W. Bryan, Jr., Attorney for the Lent interests that no tidelands exist fronting tract 23 of Joseph Daly's Garden Tracts in lot 1, section 14 and Pennsylvania Avenue:

"The state survey shows no state owned tide land at this location. The inner harbor line follows the outer line or the upland ownership, i.e., it follows the meander line where it is farther out, and the line of ordinary high tide where it is the further out. This has the effect of making the inner boundary of the harbor area coincident with the outer boundary of the upland ownership. Hence, the state has no tide land at this location to sell." (Assistant Commissioner of Public Lands to James W. Bryan, Jr., dated April 22, 1942. Located in DNR lease jacket for Harbor area lease 22-001156. See also correspondence in DNR Aquatic Resource Division Lease Jacket 22.)

The end result, there are no private owned tidelands nor State owned tidelands fronting the uplands. All property landward of the inner harbor line is in private ownership. State ownership exists waterward of the inner harbor line, within the harbor area and marine bedlands. DNR has provided a map that indicates the boundaries of private ownership and where state aquatic lands and/or state-management jurisdiction begins.

14. For each Property, provide all reports, information or data you have related to soil, water (ground and surface), or air quality and geology/hydrogeology at and about each Property. Provide copies of all documents containing such data and information, including both past and current aerial photographs as well as documents containing analysis or interpretation of such data.

14. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR has provided copies all reports, information or data DNR has related to soil, water (ground and surface), or air quality and geology/hydrogeology at and about the Property. DNR has provided all past and current aerial photographs in DNRs possession. See response to question 12m for more information regarding aerial photography.

15. Identify all past and present solid waste management units or areas where materials are or were in the past managed, treated, or disposed (e.g., waste piles, landfills, surface impoundments, waste lagoons, waste ponds or pits, tanks, container storage areas, etc.) on each Property. For each such unit or area, provide the following information:
- a. a map showing the unit/area's boundaries and the location of all known units/areas whether currently in operation or not. This map should be drawn to scale, if possible, and clearly indicate the location and size of all past and present units/areas;
 - b. dated aerial photograph of the site showing each unit/area;
 - c. the type of unit/area (e.g., storage area, landfill, waste pile, etc.), and the dimensions of the unit/area;
 - d. the dates that the unit/area was in use;
 - e. the purpose and past usage (e.g., storage, spill containment, etc.);
 - f. the quantity and types of materials (hazardous substances and any other chemicals) located in each unit/area; and
 - g. the construction (materials, composition), volume, size, dates of cleaning, and condition of each unit/area.

If TCRA removal areas are considered managed, treated, or disposed materials, see 2017 Final RI/FS Work-Plan for details and December 2016 ATSDR pages 15-Landfill Activity and 17-Targeted Brownfield Assessment (2008).

DNR has no other responsive documents.

16. If the unit/area described above is no longer in use, how was such unit/area closed and what actions were taken to prevent or address potential or actual releases of waste constituents from the unit/area.

TCRA's actions occurring on property; an organo-clay mat was placed as a temporary structure to contain remaining contaminants until a final remediation plan could be developed-see 2017 Final RI/FS Work-Plan for details and December 2016 ATSDR pages 15-Landfill Activity and 17-Targeted Brownfield Assessment (2008).

DNR has no other responsive documents.

17. For each Property, provide the following information regarding any current or former sewer or storm sewer lines or combined sanitary/storm sewer lines, drains, ditches, or tributaries discharging into the Port Washington Narrows:

- a. the location and nature of each sewer line, drain, ditch, or tributary;

- b. the date of construction of each sewer line, drain, ditch, or tributary;
- c. whether each sewer line, or drain was ever connected to a main trunk line;
- d. whether each sewer line, drain, ditch, or tributary drained any hazardous substance, waste, material or other process residue to the Port Washington Narrows; and
- e. provide any documentation regarding but not limited to the following on any and all outfalls to the Port Washington Narrows which are located within the boundaries of the Property(ies). Your response should include, but not be limited to:
 - i. the areas serviced by the outfalls; and
 - ii. the type of outfall (i.e., storm water or single facility operational).

17. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

City of Bremerton Leases and Easements

Storm Water Outfall - City of Bremerton, leasehold term: August 9, 1938 to August 8, 1948 (Application 22-001169/HA Lease 1140).

- a. Location:

All harbor area in front of the east 30 feet of Lot 1, section 14 and the west 30 feet of Lot 2, (High Avenue) section 14, township 24 north, range 1 east, W. M., and bounded by the inner and the outer harbor lines and the side lines of said portions of Lots 1 and 2 produced to and across the harbor area to the outer harbor line, as shown on the official maps of Bremerton Tide Lands on file in the office of the Commissioner of Public Lands at Olympia, Washington.

The nature of the operation is described as, "for a 12" cast iron storm water outfall, which is buried in the beach, also for the installation of a pump station" (Application for HA Lease 1140, dated May 11, 1938).

- b. Date of construction: The lease jacket for this outfall does not contain records explaining the date of construction.
- c. The lease jacket for this outfall does not contain records that would explain whether the outfall was ever connected to a main trunk line.
- d. The lease jacket for this outfall contains no record of the outfall draining any hazardous substance, waste, material or other process residue to the Port Washington Narrows.

- e. The lease jacket for this outfall contains no records explaining the area serviced by the outfall. This is a **Storm Water Outfall**.

Sewer Pipe Line Outfall - City of Bremerton, leasehold term: August 9, 1948 to August 8, 1958 (Application 22-001460/HA Lease 1421).

- a. Location:

All harbor area in front of the east 30 feet of lot 1, section 14 and the west 30 feet of lot 2, (High Avenue), section 14, township 24 north, range 1 east, W.M., and bounded by the inner and the outer harbor lines and the side lines of said portions of lots 1 and 2 produced to and across the harbor area to the outer harbor line, as shown on the official maps of Bremerton Tide Lands on file in the office of the Commissioner of Public Lands at Olympia, Washington.

This leasehold is the same as the leasehold for Application 22-001169/HA Lease 1140. The nature of the operation is described as, "sewer pipe lines" (Application for HA Lease 1421, dated December 8, 1948).

- b. Date of construction: The lease jacket for this sewer pipe line does not contain records explaining the date of construction.
- c. The lease jacket for this sewer pipe line does not contain records that would explain whether the outfall was ever connected to a main trunk line.
- d. The lease jacket for this sewer pipe line contains no record of the pipe line draining any hazardous substance, waste, material or other process residue to the Port Washington Narrows.
- e. This appears to be a sewer outfall. The lease jacket for this outfall contains no records explaining the area serviced. This is an **Outfall for a sewer pipe line**.

Storm Sewer Outfall - City of Bremerton, leasehold term: November 1, 1983 to March 20, 1985 (HA Lease 22-002604 and Commissioner's Order, dated March 20, 1985). This lease became Easement 51-046322.

- a. Location:

A strip of land 15 feet in width, 7.5 feet left and right of the following described centerline, situated in Section 14, Township 24 North, Range 1 East, Willamette Meridian; Kitsap County, Washington:

Commencing at the Northwest corner of said Section 14; thence South 85° 42' 21" East 2661.81 feet to a point on the Meander Line per State of Washington Board of State Land Commissioners, Maps of Bremerton Tide Lands 28 February 1913 (Page 5); said point being the True Point of Beginning; thence North 28° 36' 45" East 13.61 feet to a point on the Inner Harbor Line, said point being South 85° 58' 19" East 2667.48 feet from the Northwest corner of Section 14; thence North 28° 36' 45" East 147.20 feet to the Terminus Point of said strip.

The nature of the operation is described as, "storm sewer outfall" (Application for HA Lease 22-002604, received by DNR on October 13, 1983).

- b. Date of construction: The lease jacket for this outfall does not contain records explaining the date of construction. However, the lease jacket contains a letter from the Washington State Department of Ecology to Bremerton Planning Department, dated July 5, 1983, regarding a Shoreline Conditional Use Permit #590-14-1802 (#78-83), approving plans to replace and extend an existing stormwater outfall pipe. The lease jacket also contains a letter from the City of Bremerton to DNR, dated September 27, 1983, that states, "The City now had a contractor under contract to accomplish the construction. The City would like to complete the construction before the heavy winter rains in order to alleviate stormwater problems in the area." Based on this information, the construction of the storm sewer outfall may have occurred during the fall/winter of 1983 but this has not been verified.
- c. The lease jacket for this outfall does not contain records that would explain whether the outfall was ever connected to a main trunk line.
- d. The lease jacket for this outfall contains no record of the outfall draining any hazardous substance, waste, material or other process residue to the Port Washington Narrows.
- e. The lease jacket for this outfall contains no records explaining the area serviced by the outfall. This is a **Storm Sewer Outfall**.

Storm Sewer Outfall - City of Bremerton, easement term: March 22, 1985 to present (Easement 51-046322).

- a. Location:

A strip of land 15 feet in width, 7.5 feet left and right of the following described centerline, situated in Section 14, Township 24 North, Range 1 East, Willamette Meridian; Kitsap County, Washington:

Commencing at the Northwest corner of said Section 14; thence South 85° 42' 21" East 2661.81 feet to a point on the Meander Line per State of Washington Board of State Land Commissioners, Maps of Bremerton Tide Lands 28 February 1913 (Page 5); said point being the True Point of Beginning; thence North 28° 36' 45" East 13.61 feet to a point on the Inner Harbor Line, said point being South 85° 58' 19" East 2667.48 feet from the Northwest corner of Section 14; thence North 28° 36' 45" East 147.21 feet to the Terminus Point of said strip.

The nature of the operation is for, "an easement for right of way for the construction, operation, use and maintenance of storm sewer outfall..." (Easement 51-046322).

- b. Date of construction: The lease jacket for this outfall does not contain records explaining the date of construction. This easement is a continuation of Harbor Area Lease 22-002604. However, the lease jacket contains a letter from the Washington State Department of Ecology to Bremerton Planning Department, dated July 5, 1983 regarding a Shoreline Conditional Use Permit #590-14-1802 (#78-83), approving plans to replace and extend an existing stormwater outfall pipe. The lease jacket also contains a letter from the City of Bremerton to DNR, dated September 27, 1983, that states, "The City now had a contractor under contract to accomplish the construction. The City would like to complete the construction before the heavy winter rains in order to alleviate stormwater problems in the area." Based on this information, the construction of the storm sewer outfall may have occurred during the fall/winter of 1983 but this has not been verified.
- c. The lease jacket for this outfall does not contain records that would explain whether the outfall was ever connected to a main trunk line.
- d. The lease jacket for this outfall contains no record of the outfall draining any hazardous substance, waste, material or other process residue to the Port Washington Narrows.
- e. The lease jacket for this outfall contains no records explaining the area serviced by the outfall. This is a **Storm Sewer Outfall**.

Combined Sewer Outfall - City of Bremerton, Easement term: March 1, 1986 to present (HA Lease 22-002655 in the process of becoming 51-095956).

- a. Location:

A strip of land 15 feet in width, 7.5 feet left and right of the following described centerline, situated in Section 14 and 15, Township 24 North, Range 1 East, Willamette Meridian, Kitsap County, Washington.

Commencing at the Northwest corner of said, Section 14; thence South 87° 40' 51" East 3458.78 feet to a point on the State Inner Harbor Line per State of Washington Board of State Land Commissioners, Maps of Bremerton Tide Lands, 28 February 1913. (page 5); said point lying South 85° 30' 45" West 35.21 feet from corner 29-1 and also being the True Point of Beginning; thence North 1° 27' 39" East 120.51 feet to the Terminus Point.

The nature of the operation is described as, "installation, operation and maintenance of a waste outfall" and "replace existing combined sewer outfall" (HA Lease 22-002655 and Application for HA Lease 22-002655).

- b. Date of construction: The lease jacket for this sewer pipe line does not contain records explaining the date of construction. However, the lease jacket contains a letter from the City of Bremerton to DNR, dated September 11, 1985 that states, the project is a replacement of a broken combined sewer outfall at the north end of Ohio Avenue in Bremerton, Washington." Based on this information, the construction of the combined sewer outfall may have occurred during the fall/winter of 1985 but this has not been verified.
- c. The lease jacket for this Combined Sewer Outfall does not contain records that would explain whether the outfall was ever connected to a main trunk line.
- d. The lease jacket for this Combined Sewer Outfall contains no record of the pipe line draining any hazardous substance, waste, material or other process residue to the Port Washington Narrows.
- e. The lease jacket for this outfall contains no records explaining the area serviced. This is a **Combined Sewer Outfall**.

Sanitary Sewer Line - City of Bremerton. Easement term: October 28, 1983 to present (Easement 51-045730).

- a. Location (only those parcels within the Property are listed):

Parcel "C":

A strip of land 15 feet in width, 7.5 feet left and right of the following described centerline, situated in Section 14, Township 24 North, Range 1 East, Willamette Meridian Kitsap County, Washington:

Commencing at the Northwest corner of said Section 14; thence South 88° 24' 44" East 2378.26 feet to a point on the State Inner Harbor Line per State of Washington Board of State Land Commissioners, Maps of Bremerton Tide Lands, 28 February 1913 (page 5); said point being the True Point of Beginning; thence North 60° 59' 17" East 43.05 feet; thence South 74° 00' 43" East 76.00 feet; thence South 70° 14' 05" East 63.62 feet; thence South 60° 05' 54" East 96.00 feet; thence South 15° 05' 54" East 22.30 feet to a point on the State Inner Harbor Line and the Terminus Point of said easement.

Parcel "E":

A strip of land 15 feet in width, 15 feet left of the following described centerline, situated in Section 14, Township 24 North, Range 1 East, Willamette Meridian, Kitsap County, Washington:

Commencing at the Northwest corner of said Section 14, thence South 84° 22' 43" East 2996.59 feet to a point on the state Inner Harbor Line per State of Washington Board of State Land Commissioners, Maps of Bremerton Tide Lands, 28 February 1913 (page 5); said point being the True Point of Beginning; thence North 70° 19' 08" East along said Inner Harbor line 275.00 feet to the Terminus Point of said easement.

Parcel "F":

A strip of land 15 feet in width, 7.5 feet left and right of the following described centerline, situated in Section 14, Township 24 North, Range 1 East, Willamette Meridian Kitsap County, Washington:

Commencing at the Northwest corner of said Section 14; thence South 87° 02' 33" East 3327.31 feet to a point on the State Inner Harbor Line per State of Washington Board of State Land Commissioners, Maps of Bremerton Tide Lands, 28 February 1913 (page 5); said point being the True Point of Beginning; thence North 47° 21' 44" East 10.45 feet; thence North 69° 51' 44" East 109.40 feet; thence South 87° 38' 16" East 15.00 feet; thence South 2° 21' 44" West 13.07 feet to a point on the State Inner Harbor Line and the Terminus Point of said easement.

Except that portion not lying within aquatic state-owned land.

Parcel "G":

A strip of land 15 feet in width, 7.5 feet left and right of the following described centerline, situated in Section 11, Township 24 North, Range 1 East, Willamette Meridian, Kitsap County, Washington:

Commencing at the Southwest corner of said Section 11; thence North 84° 51' 22" East 1056.86 feet to a point on the State Inner Harbor Line per State of Washington Board of State Land Commissioners, Maps of Bremerton Tide Lands, 28 February 1913 (page 5); said point being the True Point of Beginning; thence North 46° 42' 46" East 29.25 feet; thence North 54° 38' 02" East 210.16 feet; thence North 65° 53' 02" East 114.00 feet; thence South 69° 06' 58" East 238.32 feet to a point on the State Inner Harbor Line and the Terminus Point of said easement.

Parcel "H" (Amendment to Easement 51-045730, dated June 15, 1984):

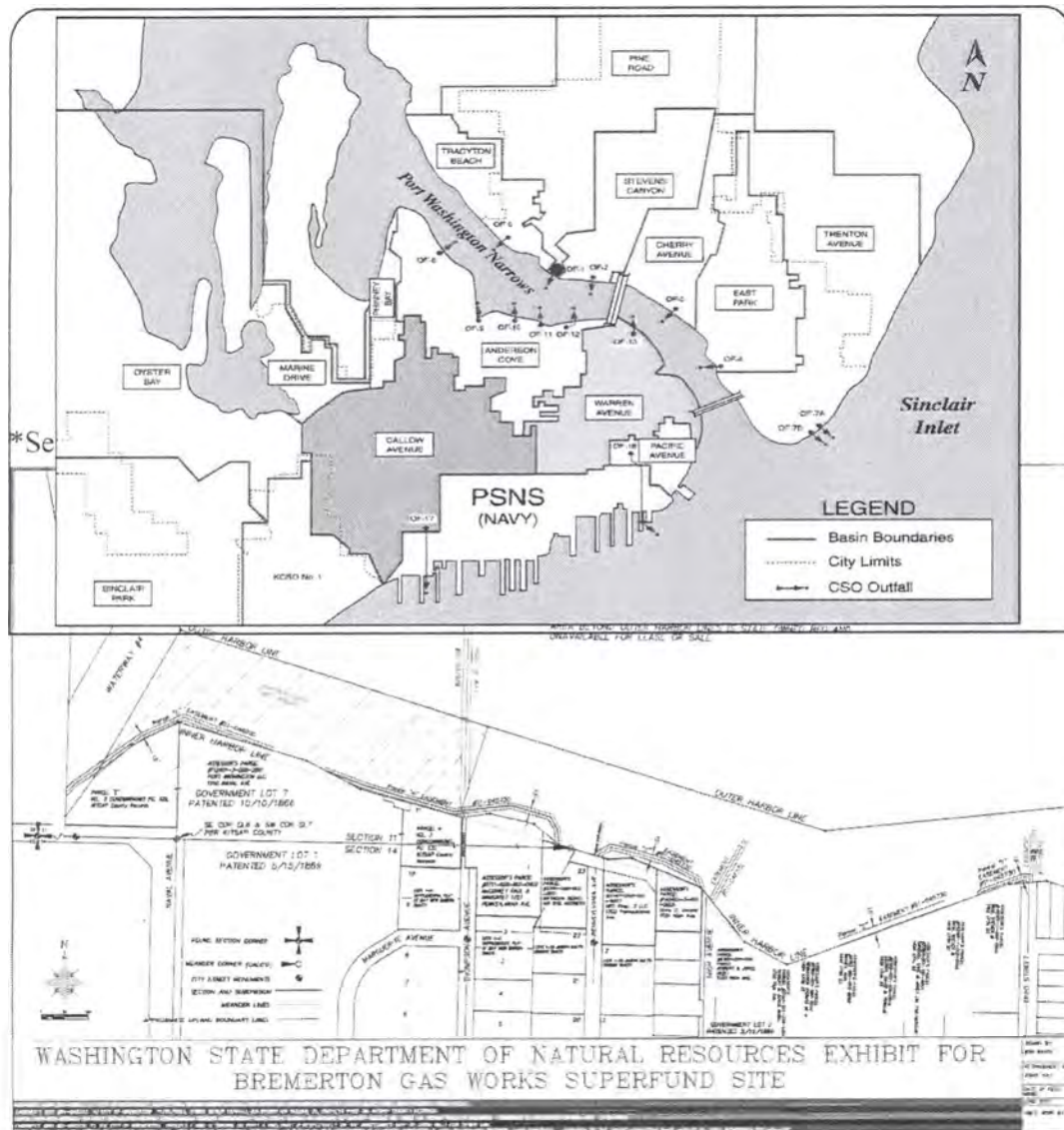
A strip of land 15 feet in width, 7.5 feet left and right of the following described centerline, situated in Section 11, Township 24 North, Range 1 East, Willamette Meridian, Kitsap County, Washington:

Commencing at the southwest corner of said Section 11; thence North 84° 53' 32" East 1,700.97 feet to a point on the State Inner Harbor Line per State of Washington Board of State Land Commissioners, Maps of Bremerton Tidelands, 28 February 1913 (page 5); said point being the True Point of Beginning; thence South 69° 06' 58" East 99.85 feet; thence South 74° 59' 29" East 112.56 feet; thence North 63° 55' 01" East 20.00 feet; thence South 71° 04' 59" East 136.90 feet; thence North 83° 51' 01" East 116.94 feet; thence South 73° 38' 59" East 101.00 feet; thence South 29° 00' 43" East 36.05 feet; thence South 6° 30' 44" East 39.77 feet to a point on the State Inner Harbor Line and the Terminus Point of said easement.

Except that portion not lying within aquatic State owned land.

The nature of the operation is for, "an easement for right of way for the construction, operation, use and maintenance of a sanitary sewer line..." (Easement 51-045730).

- b. Date of construction: The lease jacket for this Sanitary Sewer Line does not contain records explaining the date of construction. However, the easement jacket contains a Department of the Army Permit (071-0YB-1-008826), dated October 3, 1983 for the installation of a sewer pipeline to transport sewage to the city sewage treatment plant. Based on this information, the construction of the sanitary sewer line may have occurred during the fall/winter of 1983 but this has not been verified.
- c. The lease jacket for this Sanitary Sewer Line does not contain records that would explain whether the sewer line ever connected to a main trunk line.
- d. The lease jacket for this Sanitary Sewer Line contains no record of the pipe line draining any hazardous substance, waste, material or other process residue to the Port Washington Narrows.
- e. This is not an outfall.



See 2018 BGW SF Exhibit

CSO OF-12 is a City of Bremerton owned combined sewer outfall (CSO) located within the Investigation Area on the Property at the end of Ohio Avenue. This CSO is under DNR easement #22-002655 soon to be #51-095956-once the draft is finalized and signed, the file transfer will be complete.

The Department of Ecology (Ecology) regulates this CSO under NPDES permit #WA-002928-9. The 2010 NPDES Permit on file stated that this outfall, as well as many others under this permit, needed to be redesigned to minimize CSO occurrences to less than once per year. Some key notes of reference in the 2010 NPDES regarding discharge management includes Page.7-Jarpa info on CSO, P.50-CSO compliance requirements, P.62-67 Order on Consent and description of

CSO reduction plan to reduce events to no more than once per year. DNR does not have a more current NPDES on file.

The 2016 City of Bremerton Annual CSO Progress Report reflects that 99% of their CSOs have been upgraded at the cost of approximately 50 million dollars-no CSO events were reported for this outfall for 2016 (see P.23 for further details).

Abby Barnes's September 8th, 2017 Bremerton CSO OF-12 Outfall Review Memo for this outfall notes that: "OF-12 is one of 15 CSO outfalls associated with the Bremerton West & East Wastewater Treatment Plants and services the Anderson Cove basin, which encompasses a portion of northwest Bremerton, extending along the northwest shore of the narrows. The current outfall is a 24-inch reinforced concrete pipe (RCP) that extends approximately 120 feet from the shoreline waterward of Ohio Avenue, just north of East Anderson Cove Park. The outfall appears to occur entirely on SOAL and is buried at least three feet below the substrate to the approximate line of extreme low tide (-4.5 feet MLLW). The outfall continues on the sediment surface beyond this point and discharges at a depth of approximately -7 feet at MLLW. Sediments in the discharge location are primarily sand and cobble with some shell hash. The age and condition of this outfall are unknown. However, construction plans provided indicate that the outfall has been replaced since initial installation. These plans also indicate that the original 18-inch RCP pipe was abandoned in place when the 24-inch pipe was installed. The location of the abandoned pipe appears to be just west of the active outfall." The review memo goes on to state; "A series of projects intended to reduce the frequency and volume of overflows from OF-12 were completed in 1999. No overflows have been reported at CSO OF-12 since 2000".

CSO OF-11 easement #51-046322 is on SOAL at the end of High Avenue. This is an older, perpetual easement with limited language and therefore DNR has limited authority over this outfall structure. There is no specific information regarding upland drainage system and/or sediment sampling information on file. This outfall is regulated under NPDES #WA-002928-9. The 2010 NPDES Permit on file acknowledges that this outfall, as well as many others under this permit, needed to be redesigned to minimize CSO occurrences to less than once per year. The 2016 City of Bremerton Annual CSO Progress Report on file reflects that 99% of their CSOs have been upgraded. It should be noted that this report states that the only CSO discharge events listed as occurring in 2016 were at this outfall-one releasing 59,740 gallons January 21st, 2016 and one releasing 2,461 gallons March 10th, 2016 (see P.23 for further details)-there are no details regarding what was in these discharges.

CSO-OF-10 Per DNR Land Survey Section and land management staff DNR has no use authorization for this outfall.

CSO OF-09 Per DNR Land Survey Section and land management staff DNR has no use authorization for this outfall and is located outside of the "Initial Study Area – Sediments."

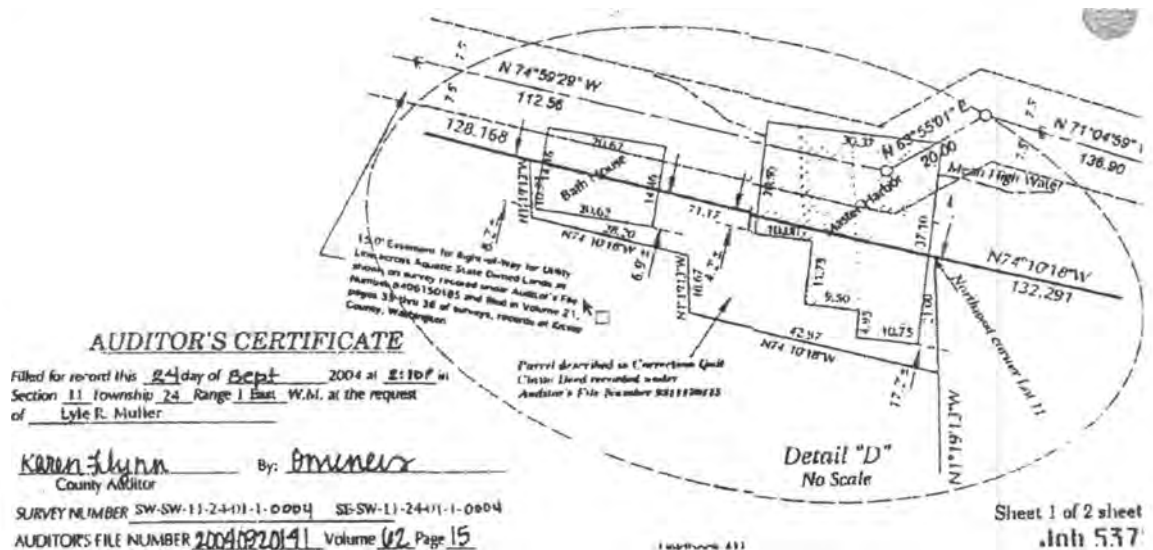
Agreement number 51-045730 is an underground sewer line under perpetual easement for a sanitary sewer line which runs along the inner harbor line. For Exhibit A/Survey information see pages 2-10 in digital lease file for current size and location (this is after line was replaced and relocated due to sloughing caused by marina dredging), 52-55 (original as-built), 65-76 (original proposed). There are no outfalls associated with this sewer line within the boundary of the Property.

There is a tributary that drains into private tidelands adjacent to Waterway #4 but is not on SOAL.

Marina current lease number 22-A02332 (files 1-3).

Sewage is pumped to City sewer system-DNR does not have schematics that show details of the systems.

See Exhibit A, File 22A02332Lease_20150319211142.478 (pages 31 and 32), for diagrams of marina structures including buildings with sewer service.



Site Inspection Reports identify house boats in the marina in the past but now removed and less than 10% current occupation by liveaboard residents. Exhibit B (see pages 33-38) specifies to follow operational BMPs in Department of Ecology's Resource Manual for Pollution Prevention in Marinas.

There is reference to, and a picture of, a relatively small stormwater outfall that is in a state of disrepair-this outfall is located under the stairs that lead to marina slips on SOAL. Marina site representative "Stephanie" noted during a 2009 site inspection conducted by Land Manager, Lindie Schmidt, that there can be oil sheens from the stormwater pipe during heavy rain events. We have not located documents in marina file that confirm what this outfall drains-parking lot (private and/or State owned), County outfall as manager references, or a City outfall.

The 2010 and 2013 TCRAs were conducted in relation to releases of suspected MGP products that negatively impacted DNR-managed property within the investigation area. The main source of MGP product for the 2010 TCRA was a 12" reinforced concrete pipe which was plugged and eventually removed as a result of this action. DNR has thoroughly reviewed their records related to Investigation Area and did not find reference to this concrete pipe in any of its use authorization records nor a release that occurred on the Property. The only release of MGP product and/or by-product identified to date was that found during the initial 2008 Brownfield Assessment which in turn led to the 2010 and 2013 TCRAs and the subsequent 2017 RIFS Work Plan.

18. Provide copies of any stormwater or property drainage studies, including data from sampling, conducted at each Property. Also provide copies of any Stormwater Pollution Prevention, Maintenance Plans, or Spill Plans developed for different operations during the Respondent's operation of each Property.

See Bremerton Sediment Study-Final Report (Cosmopolitan Engineering-2016)

CSO OF-12 is a City of Bremerton owned combined sewer outfall (CSO) located within the Investigation Area on DNR-managed property at the end of Washington Street. This CSO is under DNR easement #22-002655 soon to be #51-095956 once draft is finalized and file transfer complete.

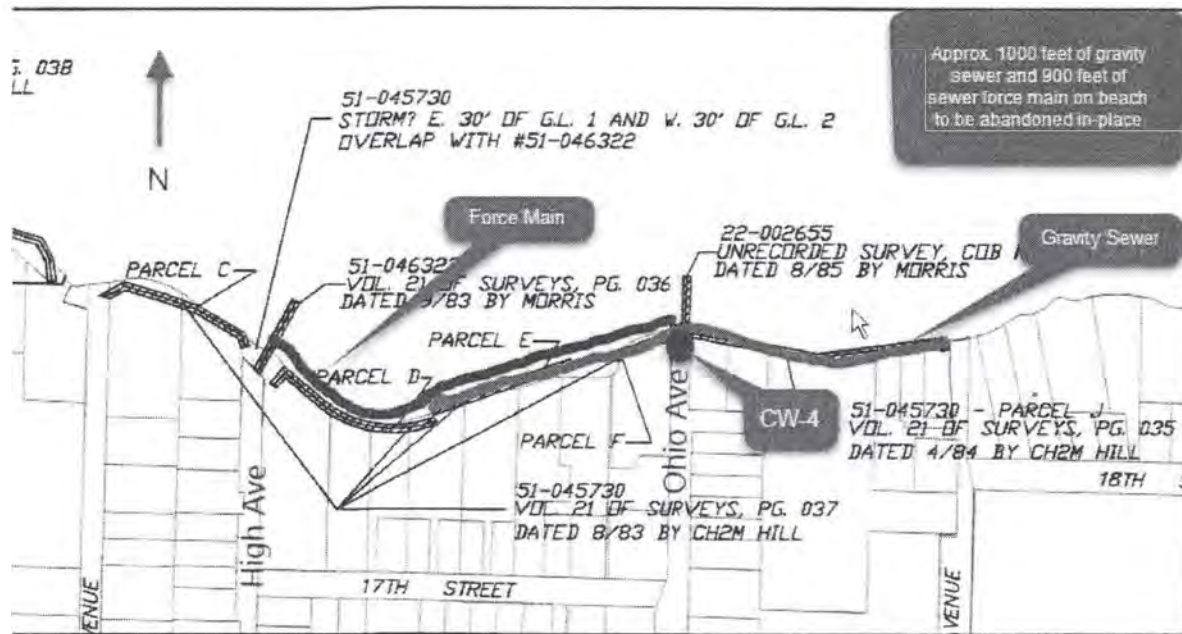
The Department of Ecology regulates this CSO under NPDES permit #WA-002928-9. The 2010 NPDES Permit we have on file acknowledges that this outfall, as well as many others under this permit, needed to be redesigned to minimize CSO occurrences to less than once per year. Some key notes of reference on the 2010 NPDES includes Page.7-Jarpa info on CSO, P.50-CSO compliance requirements, P.62-67 Order on Consent and description of CSO reduction plan to reduce events to no more than once per year. The 2016 City of Bremerton Annual CSO Progress Report reflects that 99% of their CSOs have been upgraded at the cost of approximately 50 million dollars-no CSO events were reported for this outfall for 2016 (see P.23 for further details).

CSO OF-11 easement #51-046322 lies on SOAL at the end of High Avenue. This is an older, perpetual easement with limited language and therefore DNR has limited management authority. There is no specific information regarding upland drainage system and/or sediment sampling information in the file. This outfall is regulated under NPDES #WA-002928-9. The 2010 NPDES Permit on file acknowledges that this outfall, as well as many others under this permit, needed to be redesigned to minimize CSO occurrences to less than once per year. The 2016 City of Bremerton Annual CSO Progress Report we have on file reflects that 99% of their CSOs have been upgraded. It should be noted that this report states that the only CSO discharge events listed as occurring in 2016 were at this outfall-one releasing 59,740 gallons January 21st, 2016 and one releasing 2,461 gallons March 10th, 2016 (see P.23 for further details).

CSO-OF-10 Per DNR Land Survey Section and land management staff DNR has no use authorization for this outfall.

CSO OF-09 Per DNR Land Survey Section and land management staff DNR has no use authorization for this outfall-it most likely falls on private tidelands or Waterway #4-either way it is located outside "Initial Study Area – Sediments."

Agreement number 51-045730 is an underground sewer line under perpetual easement for a sanitary sewer line which runs along the inner harbor line. For Exhibit A/Survey information see pages 2-10 in digital lease file for current size and location (this is after line was replaced and relocated due to sloughing caused by marina dredging), 52-55 (original as-built), 65-76 (original proposed). There are no outfalls associated with this sewer line within the boundary of the Property.

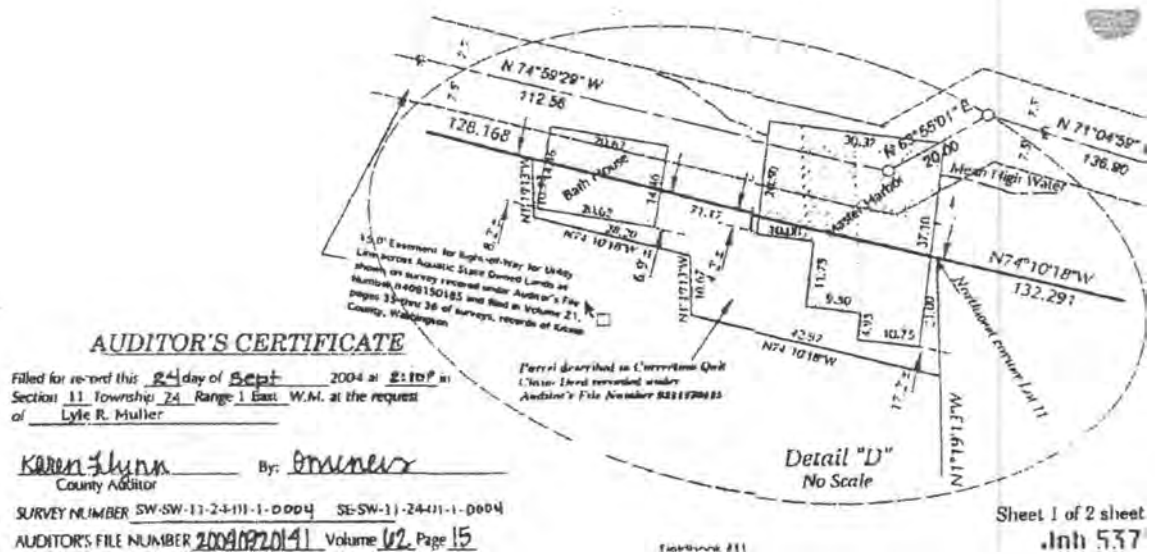


City of Bremerton Proposed Sewage Pump Station CW-4 Upgrade in 2019

Marina current lease number 22-A02332 (files 1-3).

Sewage is pumped to City sewer system-DNR does not have schematics that show details of the systems.

See. Exhibit A, File 22A02332Lease_20150319211142.478 (pages 31 and 32), for diagrams of marina structures including buildings with sewer service.



Site Inspection Reports identify house boats in the marina in past but now removed and less than 10% current occupation by liveaboard residents. Exhibit B (see pages 33-38) specifies to follow operational BMPs in Department of Ecology's Resource Manual for Pollution Prevention in Marinas.

There is reference to, and a picture of, a relatively small stormwater outfall that is in a state of disrepair-this outfall is located under the stairs that lead to marina slips on SOAL. Marina site representative "Stephanie" noted during a 2009 site inspection conducted by Land Manager, Lindie Schmidt, that there can be oil sheens from the stormwater pipe during heavy rain events. We have not located documents in marina file that confirm what this outfall drains-parking lot (private and/or State owned), County outfall as manager references, or a City outfall.

The 2010 and 2013 TCRAs were conducted in relation to releases of suspected MGP products that negatively impacted DNR-managed property within the investigation area. The main source of MGP product for the 2010 TCRA appears to have been a 12" reinforced concrete pipe which was plugged and eventually removed as a result of this action. DNR has thoroughly reviewed their records related to Investigation Area and did not find reference to this concrete pipe in any of its use authorization records nor a report of a release that occurred on the Property. The only report of a release of MGP product and/or by-product identified to date was that found during the initial 2008 Brownfield Assessment which in turn led to the 2010 and 2013 TCRAs and the subsequent 2017 RIFS Work Plan.

Section 4.0 Respondent's Operational Activities

19. Describe the nature of your operations or business activities at each Property. If the operation or business activity changed over time, please identify each separate operation or activity, the dates when each operation or activity was started and, if applicable, ceased.

19. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

The DNR is an agency of the State of Washington (the landowner), and manages these state-owned aquatic lands on behalf of the State of Washington (Chapter 79.105 RCW). DNR manages these lands with a proprietary interest as grantor and lessor in land use authorizations.

In 2005, Global Diving & Salvage, Inc. (Global), removed three derelict vessels from the Property (email dated 6/2/2005 From Melissa Montgomery to Rufino Ignacio, subject DV removal contract—Port Washington narrows). The names of the three vessels are unknown but the scope of work for their removal lists the contractor as responsible for the disposal of any hazardous materials found onboard (Request for Proposals, dated May 6, 2005). The vessel removal and disposal proposal for the three vessels listed, "Lead in paint" being disposed of at the Eastmont Recycling Center; diesel fuel or gasoline, "fuel found onboard the vessel will be pumped into hazmat barrels before the vessels are transferred to the landfill; and, "any batteries found will be transloaded into overpacks and disposed of at Eastmont Recycling Center" (Proposal Removal and Disposal of Three or Four Vessels at Port Washington Narrows, May 20, 2005). It is not clear the types or quantities of hazardous materials disposed of, if any.

In addition to the three vessels, a larger vessel named *Ked* was removed by Global from the Property. The *Ked* contained oil and other hazardous waste which was removed by Global Diving & Salvage. Estimated 47,000 gallons of contaminated water & oil, 15 marine batteries and 5 gallons of paint and soap were removed by Global from the *Ked* (email dated 10/18/2005 from Melissa Montgomery DNR to thursrlt@dfw.wa.gov, subject *Ked*.)

20. At each Property, did you ever use, purchase, generate, store, treat, dispose, or otherwise handle any hazardous substance, waste, or material? If the answer to the preceding question is anything but an unqualified "no," identify:

20. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

Unqualified "no."

- a. in general terms, the nature and quantity of the hazardous substance, waste or material so transported, used, purchased, generated, stored, treated, disposed, or otherwise handled;
 - b. the chemical composition, characteristics, physical state (e.g., solid, liquid) of each hazardous substance, waste or material so transported, used, purchased, generated, stored, treated, disposed, or otherwise handled;
 - c. how each such hazardous substance, waste or material was used, purchased, generated, stored, treated, transported, disposed or otherwise handled by you; and
 - d. the quantity of each such hazardous substance, waste or material used, purchased, generated, stored, treated, transported, disposed or otherwise handled by you.
21. Describe all activities at each Property that was conducted over, on, or adjacent to, the Port Washington Narrows. Include in your description whether the activity involved hazardous substances, waste(s), or materials and whether any such hazardous substances, waste(s), or materials were discharged, spilled, disposed of, dropped, or otherwise came to be located in the Port Washington Narrows.

21. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

This answer is only describing operational activities by DNR's Lessees and the removal of derelict vessels under the Derelict Vessel Removal Program. Any remedial action activities will be described in Section 6 and Section 7 of this Information Request. DNR is not an operator of these authorizations and does not have knowledge of the day-to-day operations conducted by its current and former Lessees/Grantees. The nature of the operations as described in the DNR issued authorizations are listed below:

Tide Water Oil/Philips Petroleum Lease Area

(b) (6) was a Lessee that operated within the leasehold from May 7, 1946 to September 19, 1946 (Application 22-001364, HA Lease 1348). The nature of the operation was for a, "workshop for repair of boats" (HA application, dated December 21, 1944) and a marine ways extending into waterway no. 4 (Report of Engineer, dated November 30, 1945). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Petroleum Navigation Co., was a Lessee that operated within the leasehold from September 20, 1946 to March 7, 1948 (Assignment of 22-001364, HA Lease 1348, dated September 20, 1946). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. Harbor Area lease 1348 states, "...for the purpose of building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce..." DNR has

no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Tide Water Associated Oil Co., was a Lessee that operated within the leasehold from March 8, 1948 to May 7, 1956 (Assignment of 22-001364, HA Lease 1348, dated March 8, 1948). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. Harbor Area lease 1348 states, "...for the purpose of building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce..." DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Tide Water Associated Oil Company (name change to **Tidewater Oil Company**), was a Lessee that operated within the leasehold from May 7, 1956 to September 15, 1956 (Application 22-001658, HA Lease 1615). The nature of the operation is, "Tidewater Associated Oil Company has oil and gasoline storage plant and other facilities on abutting uplands... Portion of dock are on desired H.A. This is a narrow structure supporting pipe line for unloading tankers and barges" (Inspector's Report, dated June 13, 1956). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Phillips Petroleum Company a Delaware Corporation, was a Lessee that operated within the leasehold from September 16, 1966 to May 6, 1966 (Assignment of 22-001658, HA Lease 1615 and Commissioners Order, dated September 16, 1966). The nature of the operation is unchanged since Tidewater Oil Company held the lease. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Philips Petroleum Company a Delaware Corporation, was a Lessee that operated within the leasehold from May 7, 1966 to July 18, 1975 (HA Lease 22-002027). The nature of the operation is to receive petroleum products and as a mooring facility (Report of Engineer, dated June 8, 1966). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from July 18, 1975 to May 6, 1976 (Assignment of HA Lease 22-002027, dated July 18, 1975). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. Harbor Area lease 22-002027 states, "...for the purpose of building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce..." DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from May 7, 1976 to June 12, 1983 (HA Lease 22-002399). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. The Harbor Area lease states, "the Lessee shall have to use of the lease premises for the purposes of building and maintaining wharves, docks and other structures for the convenience of

navigation and commerce..." (HA Lease 22-002399 and HA Application, dated May 25, 1976). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Properties, Inc., was a Lessee that operated within the leasehold from June 13, 1983 to December 13, 1983 (Assignment of HA Lease 22-002399, dated June 13, 1983). The nature of the operation is as a private marina. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Marina Condominium Owners Association, was a Lessee that operated within the leasehold from December 14, 1983 to July 31, 1993. (Assignment of HA Lease 22-002399, dated December 14, 1983 and Amendment to HA Lease 22-002399, July 30, 1993). The nature of the operation is as a private marina. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Cary/Richfield Oil Lease Area

(b) (6) was a Lessee that operated within the leasehold from November 1, 1934 to October 31, 1944 (Application 22-001074, HA Lease 1044). The nature of the operation was for the, "mooring of boats" and "a dragway or grid for hauling small boats out of the water" (Application 22-001074 and Report of Engineer, dated October 22, 1934). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Richfield Oil Company sublease under application 22-001074 (Harbor Area Lease 1044) – On January 10, 1942, (b) (6) subleased to Richfield Oil Corporation for a tenancy to last until October 31, 1954 (Sublease for HA 1044, dated January 10, 1942). The nature of the operation was for an oil pipeline and a dock for the mooring of tank vessels (Sublease for HA 1044, dated January 10, 1942). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from November 1, 1944 to November 17, 1950 (Application 22-001362, HA Lease 1312). The nature of the operation was for a "T" shaped catwalk structure that supports two pipe lines, there was also a floating catwalk under the pipeline, "the under portion of the pipe catwalk is used for power craft mooring..." (Inspector's Report, dated March 14, 1945 and Report of Engineer, dated December 2, 1944). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were Lessees that operated within the leasehold from November 18, 1950 to October 28, 1952 (Assignment of HA Lease: Application 22-001362, HA Lease 1312, dated November 18, 1950). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. Harbor Area lease 1312 states, "...for the purpose of building and maintaining upon the above

described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce..." However, it is likely a continuation of (b) (6) use. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from October 29, 1952 to October 31, 1954 (Assignment of HA Lease: Application 22-001362, HA Lease 1312, dated October 29, 1952). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. However, it is likely a continuation of (b) (6) use. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were Lessees that operated within the leasehold from November 1, 1954 to October 31, 1964 (Application 22-001584, HA Lease 1548). The nature of the operation was, "for the purpose of maintaining a small boat moorage, marine railway and other structures for the convenience of navigation and commerce..." (Application 22-001584 and Report of Engineer, dated August 9, 1954). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Richfield Oil Corporation, was a Lessee that operated within the leasehold from November 1, 1954 to October 31, 1964 (Application 22-001584, HA Lease 1553). The nature of the operation was for an, "oil dock" (Application 22-001584 and Report of Engineer, dated August 9, 1954). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were Lessee that operated within the leasehold from November 11, 1964 (HA Lease 22-001974). The nature of the operation was for a small boat moorage, known as Bremerton Marine Service (Report of Engineer, dated January 13, 1965 and a Letter from (b) (6) to DNR, dated January 21, 1971). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were Lessees that operated within the leasehold from March 11, 1971 to October 31, 1974 (HA Lease 22-001974). The nature of the operation is a continuation of the small boat moorage use (Letter from (b) (6) to DNR, received June 30, 1971). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Richfield Oil Corporation, was a Lessee that operated within the leasehold from November 1, 1964 to October 31, 1974 (HA Lease 22-001971). The nature of the operation was for an, "oil dock" (HA Application, dated September 10, 1964). A letter from (b) (6) to DNR describes the nature of the Richfield Oil Corporation operation in 1970 to be, "the Richfield Oil Co. has a dock with two pipelines running overhead for the unloading of fuel and gas from barges to their bulk plant on the uplands to the south of the Harbor Area (Letter from Vern and Will Carey to DNR, dated August 14, 1970, located in the 22-002141 lease jacket). DNR has no record of a hazardous

substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from November 1, 1974 to August 1, 1993 (HA Lease 22-002332). The nature of the operation was, "the lessee shall have use of the leased premises for the purposes of building and maintaining wharves, docks and other structures for the convenience of navigation and commerce..."; the Harbor Area Application lists, "office and moorage floats" (HA Lease 22-002332 and Application for Harbor Area lease 22-002332, dated October 17, 1974). A Marine Land Inspection Report dated, August 29, 1974, names, (b) (6) & Arco" as lessee, which may indicate an Arco related use. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) Lease Area

(b) (6) was a Lessee that operated within the leasehold from March 26, 1946 to March 25, 1956 (Application 22-001363, HA Lease 1342). The nature of the operation was for, "a boat house and marine ways..." and, "pile and timber walkway and float" (Report of Engineer, dated November 30, 1945). A letter describes the operation, "moorage for boat repairing...boat building business... marine rail way and a repair float" (letter from (b) (6) to Commissioner of Public Lands, dated March 17, 1949). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from March 26, 1956 to March 25, 1966 (Application 22-001659, HA Lease 1625). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. However, it is likely a continuation of the use in Harbor Area lease 1342. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from March 26, 1966 to May 27, 1970 (HA Lease 22-002018). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. A Report of Engineer, dated June 8, 1966 describes, "no improvements on the desired lands" and an Inspector's Report, dated, June 28, 1966, describes, "there are four pilings and two rafts on this harbor area." The harbor area lease itself states, "...for the purpose of building and maintaining upon the above described harbor area, wharves, docks and other structures for the convenience of navigation and commerce..." (HA Lease 22-002018). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

G. D. R. Associates, was a Lessee that operated within the leasehold from May 28, 1970 to March 23, 1972 (Assignment of HA Lease 22-002018, dated May 28, 1970). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. However, it is likely a continuation of the use when (b) (6) held

the lease. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Sea Gate, Inc., was a Lessee that operated within the leasehold from November 1, 1976 to September 13, 1981 (HA Lease 22-002396). The nature of the operation was, "for the purposes of building and maintaining wharves, docks and other structures for the convenience of navigation and commerce..." (HA lease 22-002396). However, this is likely for a private marina. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Sea Brim, Inc., was a Lessee that operated within the leasehold from September 14, 1981 to June 12, 1983 (Assignment of HA Lease 22-002396, dated September 14, 1981). The nature of the operation was for a private marina. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Properties, Inc., was a Lessee that operated within the leasehold from June 13, 1983 to December 13, 1983 (Assignment of HA Lease 22-002396, dated June 13, 1983). The nature of the operation was for, "moorage floats and moorage for marina (Amendment to HA lease 22-002396, dated October 2, 1987). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Marina Condominium Owners Association, was a Lessee that operated within the leasehold from December 14, 1983 to July 31, 1993 (Assignment of HA Lease 22-002396, dated December 14, 1983 and Amendment to HA Lease 22-002396, July 30, 1993). The nature of the operation was for a private marina. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Gas Works Dock Lease Area

The Western Gas And Utilities Corporation, was a Lessee that operated within the leasehold from November 25, 1930 to October 15, 1931 (Application 22-000952, HA Lease 935). The nature of the operation was for a, "dock" (Application 22-000952, HA Lease 935). The dock is used for the delivery of coal and oil (letter from the Western Gas Company of Washington to the Department of Public Lands, dated November 6, 1930). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

The Western Gas Co. of Washington, was a Lessee that operated within the leasehold from October 16, 1931 to November 24, 1945 (Assignment of HA Lease 935, dated October 16, 1931, Application 22-000952). The nature of the operation is described in a letter from the Western Gas Company of Washington to the Department of Public Lands, dated November 6, 1930, "This line of pile will extend at right angles to the shore line approximately one hundred and twenty-five feet into the bay, and is so constructed for the purpose of supporting a three inch pipe line for unloading oil. In addition, two

dolphins will be driven next to the row of pile for making fast the scows delivering coal and oil." DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

The Western Gas Co. of Washington, was a Lessee that operated within the leasehold from November 25, 1945 to February 10, 1959 (Application 22-001386, HA Lease 1352, and Commissioner's Order, dated February 10, 1959). The nature of the operation is to, "load and unload at the gas company plant..." and, "improvements on the harbor area consists of a dock and pipe lines..." (HA Lease Application 22-001386, dated June 10, 1946 and Report of Engineer, July 13, 1946). A letter from (b) (6) to DNR describes the Western Gas Company operation as, "...for the purpose of maintaining a barge unloading operation. Their gas manufacturing plant was directly above their harbor Lease and they brought in barges of coal and offloaded it to a coal yard on the bank above the barges" (Letter from (b) (6) to DNR, dated August 14, 1970, located in the 22-002141 lease jacket). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) sublease under Application 22-001386 (Harbor Area Lease 1352) – On October 18, 1950, Western Gas Company of Washington subleased to (b) (6) for a term lasting from October 18, 1950 to November 25, 1960 (Sublease for HA 1352, dated October 18, 1950). The nature of the operation under this sublease is not clear from the records in the 22-001386 (Harbor Area lease 1352) lease jacket. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from December 8, 1959 to December 7, 1969 (HA Lease 22-001783). The nature of the operation is described in the Application for Lease of Harbor Area dated, May 12, 1959, as a "bulk plant site." The harbor area lease itself describes the purpose as, "building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce..." (HA Lease 22-001783). An Inspector's Report, dated September 24, 1959, states, "Western Gas Company has discontinued the production of gas on the site, so no longer need the harbor area lease." The same Inspector's Report goes on to explain, "...the applicant is now the Richfield Oil Co. distributor and desires the lease to enable him to install a new Bulk Plant..." DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from December 8, 1969 to January 8, 1976 (HA Lease 22-002141). The nature of the operation as described in the harbor area lease, "for the purpose of building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce" (HA Lease 22-002141). A 1970 letter describes the nature of the operation, "this harbor Lease was acquired from them by a (b) (6) who had purchased a lot fronting on the west portion of the former Gas Co. lease... He has not made any use of the area at any time, although he has had the lease for over ten years. It

is just there the same as it was at the time he acquired it" (Letter from (b) (6) to DNR, dated August 14, 1970, located in the 22-002141 lease jacket). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were a Lessee that operated within the leasehold from January 9, 1976 to December 7, 1979 (Assignment of HA Lease 22-002141, dated January 9, 1976). The records in the lease jacket do not contain information that describe any type of operation taking place within this leasehold. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were a Lessee that operated within the leasehold from December 8, 1979 to June 12, 1983 (HA Lease 22-002523). The nature of the operation within this harbor area lease is for a, "Marina-Boat Moorage" (Application to Lease HA 22-002523, dated December 12, 1979). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Properties Inc., was a Lessee that operated within the leasehold from June 13, 1983 to July 14, 1987 (Assignment of HA Lease 22-002523, dated June 13, 1983). The nature of the operation is a private marina. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from July 15, 1987 to December 8, 1989 (Assignment of HA Lease 22-002523, dated July 15, 1987). The nature of the operation is a private marina. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Cascade Natural Gas Corporation, is a Grantee that has held this easement from June 24, 1975 to present (Easement 51-037928). The nature of the operation is for, "an easement for right of way for the construction, operation, use and maintenance of a Cathodic Protection Groundbed..." (Easement 51-037928). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this Easement.

Lent's Inc. Lease Area

(b) (6) was a Lessee that operated within the leasehold from January 25, 1938 to February 5, 1942 (Application 22-001156, HA Lease 1123). The nature of the operation is described as, "for anchoring boats, floats, etc." (Application 22-001156, September 25, 1937 and Report of Engineer, dated December 21, 1937). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Ernest B. Lent, Theodore Blomberg and Harold D. Lent were Lessee that operated within the leasehold from February 6, 1942 to January 24, 1948 (Assignment of HA

Lease 1123, dated February 6, 1942, Application 22-001156). The lease jacket contains no records that specifically describe the nature of the operation within during the time Ernest B. Lent, Theodore Blomberg and Harold D. Lent operated within the leasehold. However, it is likely a continuation of (b) (6) use (this has not been confirmed). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Ernest B. Lent, Harold D. Lent and Theodore Blomberg, were Lessee that operated within the leasehold from January 25, 1948 to December 20, 1953 (Application 22-001432, HA Lease 1393). The nature of the operation is described as, "docking facilities for oil barges and pipe line leading to our diesel and stove oil storage tanks which are situated on the adjacent property" (Application 22-001432). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Lent's Inc., was a Lessee that operated within the leasehold from December 21, 1953 to January 24, 1958 (Assignment of HA Lease 1393, December 21, 1953, Application 22-001432). The nature of the operation is described as, "docking facilities for oil barges and pipe line leading to our diesel and stove oil storage tanks which are situated on the adjacent property" (Application 22-001432). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Lent's Incorporated, was a Lessee that operated within the leasehold from January 25, 1958 to January 24, 1968 (Application 22-001717, HA Lease 1675). The nature of the operation is an, "Oil barge facilities-dock and pipeline leading to our storage tanks" (Application 22-001717, dated February 17, 1958). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Lent's Inc., was a Lessee that operated within the leasehold from January 25, 1968 to January 24, 1978 (HA Lease 22-002071). The nature of the operation is an, "oil barge docking facility" (Application for HA Lease 22-002071, dated December 27, 1967). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Lent's Inc., was a Lessee that operated within the leasehold from January 25, 1978 to March 9, 1981 (HA Lease 22-002452). The nature of the operation is described as, "oil barge docking facility" and the improvements are described as, "dock and pipeline" (Application for HA Lease 22-002452, dated December 7, 1971). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Service Fuel Co., Inc., was a Lessee that operated within the leasehold from March 10, 1981 to January 25, 1988 (Assignment of HA Lease 22-002452, dated March 10, 1981). The nature of the operation is the same use as when Lent's Inc. held the lease. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Wilkins Distributing Company, Inc., was a Lessee that operated within the leasehold from January 25, 1988 to November 18, 1996 (HA Lease 22-002716). The nature of the operation is described as, "commercial – fuel barges" (Application for HA Lease 22-002716). The lease jacket contains a letter that describes the operation as, "They refurbished an existing wooden dock and used the dock for off-loading fuel oil (heading oil, equivalent to diesel #1) from barges. In 1993, all transfer piping was removed and Wilkins ceased operations on the property" (letter from GeoScience Management, Inc. to DNR, dated November 18, 1996). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease. The letter from GeoScience Management, Inc. to DNR, dated November 18, 1996, also states, "During the lease period, Wilkins did not have any documented or reported release of fuel at or in the vicinity of the dock."

General Petroleum Lease Area

(b) (6) was a Lessee that operated within the leasehold from March 18, 1938 to December 15, 1942 (Application 22-001153/HA Lease 1124). The nature of the operation is described as, "for mooring small boats and anchorage" (Application for HA Lease 1124, dated September, 1937, Application 22-001153). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

General Petroleum Corporation of California, was a Lessee that operated within the leasehold from December 16, 1942 to May 5, 1943 (Assignment of HA Lease 1124, December 16, 1942, and Commissioner's Order, dated May 5, 1943). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold while General Petroleum Corporation held the lease. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

General Petroleum Corporation of California, was a Lessee that operated within the leasehold from March 18, 1943 to March 17, 1953 (Application 22-001309/HA Lease 1280). The nature of the operation is described as, "construct dock for handling petroleum products" (Application for HA Lease 1280, dated October 14, 1942). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

General Petroleum Corporation, was a Lessee that operated within the leasehold from March 18, 1953 to March 17, 1963 (Application 22-001555/HA Lease 1507). The nature of the operation is described as, "loading and unloading of petroleum products over applicants dock and approach" (Application for HA Lease 1507, dated February 27, 1953). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Socony Mobil Oil Company Inc. (name changed to **Mobil Oil Corporation**), was a Lessee that operated within the leasehold from March 18, 1963 to April 7, 1972 (HA Lease 22-001920 and Commissioner's Order, dated, April 7, 1972). The nature of the operation is described as, "said Lease was entered into for the purpose of loading and

unloading petroleum products over our dock and approach. The improvements consisted of one 72' x 18' dock w/8' x 144' approach w/two 4" pipelines and connectings for loading and unloading petroleum products" (letter from Mobil Oil Corporation to DNR, dated March 13, 1972). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Bridgeview Marina Lease Area

(b) (6) was a Lessee that operated within the leasehold from November 1, 1974 to January 27, 1976 (HA Lease 22-002332, dated April 29, 1975). The nature of the operation is a private marina (Application for HA Lease 22-002332, October 17, 1974). A Marine Land Inspection Report dated, August 29, 1974, names, (b) (6) & Arco" as lessee, which may indicate an Arco related use. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from January 28, 1976 to May 31, 1976 (Involuntary Assignment of HA Lease 22-002332, dated January 28, 1976). The nature of the operation is a private marina (Application for HA Lease 22-002332, dated October 17, 1974). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Sea Gate, Inc., was a Lessee that operated within the leasehold from June 1, 1976 to September 13, 1981 (Assignment of HA Lease 22-002332, dated June 1, 1976). The nature of the operation is a private marina (Application for HA Lease 22-002332, dated October 17, 1974). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Sea Brim, Inc., was a Lessee that operated within the leasehold from September 14, 1981 to May 30, 1983 (Assignment of HA Lease 22-002332, dated September 14, 1981). The nature of the operation is a private marina (Application for HA Lease 22-002332, dated October 17, 1974). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Properties, Inc., was a Lessee that operated within the leasehold from May 31, 1983 to May 13, 1983 (Assignment of HA Lease 22-002332, dated May 31, 1983). The nature of the operation is a private marina (Application for HA Lease 22-002332, dated October 17, 1974). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Marina Condominium Owners Association, was a Lessee that operated within the leasehold from December 14, 1983 to July 31, 1993 (Assignment of HA Lease 22-002332, dated December 14, 1983). The nature of the operation is a private

marina (Application for HA Lease 22-002332, dated October 17, 1974). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Marina Condominium Owners Association, was a Lessee that operated within the leasehold from August 1, 1993 to December 27, 1995 (HA Lease 22-002332, dated July 30, 1993, this is the new larger 22-002332 with a lease area that is comprised of four former lease areas: lease 2332; lease 2339; lease 2396 and the western portion of lease 2523). The nature of the operation is described as, "Lessee shall have use of the Property only for the specified purposes of maintaining finger floats, docks, and fixed piles to provide vessel moorage for a privately-owned and operated marina, and for no other purpose whatsoever" (HA Lease 22-002332, dated July 30, 1993). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were Lessees that operated within the leasehold from December 28, 1995 to December 17, 2003 (Assignment of HA Lease 22-002332, dated December 28, 1995). The nature of the operation is described as, "Lessee shall have use of the Property only for the specified purposes of maintaining finger floats, docks, and fixed piles to provide vessel moorage for a privately-owned and operated marina, and for no other purpose whatsoever" (HA Lease 22-002332, dated July 30, 1993). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Seven J's Investment, was a Lessee that operated within the leasehold from December 18, 2003 to October 31, 2004 (Assignment of HA Lease 22-002332, dated 12/18/2003). The nature of the operation is described as, "Lessee shall have use of the Property only for the specified purposes of maintaining finger floats, docks, and fixed piles to provide vessel moorage for a privately-owned and operated marina, and for no other purpose whatsoever" (HA Lease 22-002332, dated July 30, 1993). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Seven J's Investment, was a Lessee that operated within the leasehold from November 1, 2004 to May 27, 2014 (HA Lease 22-A02332, dated February 25, 2005). The nature of the operation is described as, "Tenant shall use the Property for recreational and commercial vessel moorage and a marine pump out facility (the "Permitted Use") and for no other purpose" (HA Lease 22-A02332, dated February 25, 2005). On August 6, 2009, a DNR Land Manager (Lindie Schmidt) noticed a defective City of Bremerton stormwater pipe, located within the leasehold and under a staircase to the beach. The Land Manager goes on to describe, "that during major rain events there can be oil sheens from the stormwater pipe" (Email by Lindie Schmidt to be placed in file 22-A02332, "Memo to File", dated August 6, 2009). A photograph, dated August 6, 2009 of the defective stormwater pipe has been placed in lease jacket 22-0A02332, 2 of 3.

Bridgeview Marina Inc., is a Lessee that has operated within the leasehold from May 28, 2014 to present (Involuntary Assignment of HA Lease 22-A02332, dated May 28, 2014). The nature of the operation is described as, "Tenant shall use the Property for

recreational and commercial vessel moorage and a marine pump out facility (the "Permitted Use") and for no other purpose" (HA Lease 22-A02332, dated February 25, 2005). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property while Bridgeview Marina Inc. has been the holder of this lease.

City of Bremerton Leases and Easements

City of Bremerton, was a Lessee that operated within the leasehold from August 9, 1938 to August 8, 1948 (Application 22-001169/HA Lease 1140). The nature of the operation is described as, "for a 12" cast iron storm water outfall, which is buried in the beach, also for the installation of a pump station" (Application for HA Lease 1140, dated May 11, 1938). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property while the City of Bremerton has been the holder of this lease.

City of Bremerton, was a Lessee that operated within the leasehold from August 9, 1948 to August 8, 1958 (Application 22-001460/HA Lease 1421). The nature of the operation is described as, "sewer pipe lines" (Application for HA Lease 1421, dated December 8, 1948). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property while the City of Bremerton has been the holder of this lease.

City of Bremerton, was a Lessee that operated within the leasehold from November 1, 1983 to March 20, 1985 (HA Lease 22-002604 and Commissioner's Order, dated March 20, 1985). The nature of the operation is described as, "storm sewer outfall" (Application for HA Lease 22-002604, received by DNR on October 13, 1983). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property while the City of Bremerton has been the holder of this lease.

City of Bremerton, is a Lessee/Grantee that has been the holder of this easement from March 1, 1986 to present (HA Lease 22-002655 in the process of becoming 51-095956). The nature of the operation is described as, "installation, operation and maintenance of a waste outfall" and "replace existing combined sewer outfall" (HA Lease 22-002655 and Application for HA Lease 22-002655). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property while the City of Bremerton has been the holder of this lease.

City of Bremerton, is a Grantee that has held this easement from October 28, 1983 to present (Easement 51-045730). The nature of the operation is for, "an easement for right of way for the construction, operation, use and maintenance of a sanitary sewer line..." (Easement 51-045730). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this Easement.

City of Bremerton, is a Grantee that has held this easement from March 22, 1985 to present (Easement 51-046322). The nature of the operation is for, "an easement for right of way for the construction, operation, use and maintenance of storm sewer outfall..."

(Easement 51-046322). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this Easement.

Derelict Vessel Removal Program vessel removal

In 2005, Global Diving & Salvage, Inc. (Global), removed three derelict vessels from the Property (email dated 6/2/2005 From Melissa Montgomery to Rufino Ignacio, subject DV removal contract—Port Washington narrows). The names of the three vessels are unknown but the scope of work for their removal lists the contractor as responsible for the disposal of any hazardous materials found onboard (Request for Proposals, dated May 6, 2005). The vessel removal and disposal proposal for the three vessels listed, "Lead in paint" being disposed of at the Eastmont Recycling Center; diesel fuel or gasoline, "fuel found onboard the vessel will be pumped into hazmat barrels before the vessels are transferred to the landfill; and, "any batteries found will be transloaded into overpacks and disposed of at Eastmont Recycling Center" (Proposal Removal and Disposal of Three or Four Vessels at Port Washington Narrows, May 20, 2005). It is not clear the types or quantities of hazardous materials disposed of, if any.

In addition to the three vessels, a larger vessel named *Ked* was removed by Global from the Property. The *Ked* contained oil and other hazardous waste which was removed by Global Diving & Salvage. Estimated 47,000 gallons of contaminated water & oil, 15 marine batteries and 5 gallons of paint and soap were removed by Global from the *Ked* (email dated 10/18/2005 from Melissa Montgomery DNR to thursrlt@dfw.wa.gov, subject *Ked*.)

22. For each Property at which there was or is a mooring facility, dock, wharf or any over-water structure, provide a summary of over-water activities conducted at the structure, including but not limited to, any material loading and unloading operations associated with vessels, materials handling and storage practices, ship berthing and anchoring, ship fueling, and ship building, retrofitting, maintenance, and repair.

22. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

This answer is only describing operational activities by DNR's Lessees and the removal of derelict vessels under the Derelict Vessel Removal Program. Any remedial action activities will be described in Section 6 and Section 7 of this Information Request. DNR is not an operator of these authorizations and does not have knowledge of the day-to-day operations conducted by its current and former Lessees/Grantees. The nature of the operations as described in the DNR issued authorizations are listed below:

Tide Water Oil/Philips Petroleum Lease Area

(b) (6) was a Lessee that operated within the leasehold from May 7, 1946 to September 19, 1946 (Application 22-001364, HA Lease 1348). The nature of the operation was for a "workshop for repair of boats" (HA application, dated December 21, 1944) and a marine ways extending into waterway no. 4 (Report of Engineer, dated November 30, 1945). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Petroleum Navigation Co., was a Lessee that operated within the leasehold from September 20, 1946 to March 7, 1948 (Assignment of 22-001364, HA Lease 1348, dated September 20, 1946). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. Harbor Area lease 1348 states, "...for the purpose of building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce..." DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Tide Water Associated Oil Co., was a Lessee that operated within the leasehold from March 8, 1948 to May 7, 1956 (Assignment of 22-001364, HA Lease 1348, dated March 8, 1948). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. Harbor Area lease 1348 states, "...for the purpose of building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce..." DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Tide Water Associated Oil Company (name change to **Tidewater Oil Company**), was a Lessee that operated within the leasehold from May 7, 1956 to September 15, 1956 (Application 22-001658, HA Lease 1615). The nature of the operation is, "Tidewater Associated Oil Company has oil and gasoline storage plant and other facilities on abutting uplands... Portion of dock are on desired H.A. This is a narrow structure supporting pipe line for unloading tankers and barges" (Inspector's Report, dated June 13, 1956). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Phillips Petroleum Company a Delaware Corporation, was a Lessee that operated within the leasehold from September 16, 1966 to May 6, 1966 (Assignment of 22-001658, HA Lease 1615 and Commissioners Order, dated September 16, 1966). The nature of the operation is unchanged since Tidewater Oil Company held the lease. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Philips Petroleum Company a Delaware Corporation, was a Lessee that operated within the leasehold from May 7, 1966 to July 18, 1975 (HA Lease 22-002027). The nature of the operation is to receive petroleum products and as a mooring facility (Report of Engineer, dated June 8, 1966). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from July 18, 1975 to May 6, 1976 (Assignment of HA Lease 22-002027, dated July 18, 1975). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. Harbor Area lease 22-002027 states, "...for the purpose of building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce..." DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from May 7, 1976 to June 12, 1983 (HA Lease 22-002399). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. The Harbor Area lease states, "the Lessee shall have to use of the lease premises for the purposes of building and maintaining wharves, docks and other structures for the convenience of navigation and commerce..." (HA Lease 22-002399 and HA Application, dated May 25, 1976). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Properties, Inc., was a Lessee that operated within the leasehold from June 13, 1983 to December 13, 1983 (Assignment of HA Lease 22-002399, dated June 13, 1983). The nature of the operation is as a private marina. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Marina Condominium Owners Association, was a Lessee that operated within the leasehold from December 14, 1983 to July 31, 1993, (Assignment of HA Lease 22-002399, dated December 14, 1983 and Amendment to HA Lease 22-002399, July 30, 1993). The nature of the operation is as a private marina. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) **Richfield Oil Lease Area**

(b) (6) was a Lessee that operated within the leasehold from November 1, 1934 to October 31, 1944 (Application 22-001074, HA Lease 1044). The nature of the operation was for the, "mooring of boats" and "a dragway or grid for hauling small boats out of the water" (Application 22-001074 and Report of Engineer, dated October 22, 1934). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Richfield Oil Company sublease under application 22-001074 (Harbor Area Lease 1044) – On January 10, 1942, (b) (6) subleased to Richfield Oil Corporation for a tenancy to last until October 31, 1954 (Sublease for HA 1044, dated January 10, 1942). The nature of the operation was for an oil pipeline and a dock for the mooring of tank vessels (Sublease for HA 1044, dated January 10, 1942). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from November 1, 1944 to November 17, 1950 (Application 22-001362, HA Lease 1312). The nature of the operation was for a "T" shaped catwalk structure that supports two pipe lines, there was also a floating catwalk under the pipeline, "the under portion of the pipe catwalk is used for power craft mooring..." (Inspector's Report, dated March 14, 1945 and Report of Engineer, dated December 2, 1944). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were Lessees that operated within the leasehold from November 18, 1950 to October 28, 1952 (Assignment of HA Lease: Application 22-001362, HA Lease 1312, dated November 18, 1950). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. Harbor Area lease 1312 states, "...for the purpose of building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce..." However, it is likely a continuation of (b) (6)'s use. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from October 29, 1952 to October 31, 1954 (Assignment of HA Lease: Application 22-001362, HA Lease 1312, dated October 29, 1952). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. However, it is likely a continuation of (b) (6)

(b) (6) use. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were Lessees that operated within the leasehold from November 1, 1954 to October 31, 1964 (Application 22-001584, HA Lease 1548). The nature of the operation was, "for the purpose of maintaining a small boat moorage, marine railway and other structures for the convenience of navigation and commerce..." (Application 22-001584 and Report of Engineer, dated August 9, 1954). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Richfield Oil Corporation, was a Lessee that operated within the leasehold from November 1, 1954 to October 31, 1964 (Application 22-001584, HA Lease 1553). The nature of the operation was for an, "oil dock" (Application 22-001584 and Report of Engineer, dated August 9, 1954). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were Lessee that operated within the leasehold from November 11, 1964 (HA Lease 22-001974). The nature of the operation was for a small boat moorage, known as Bremerton Marine Service (Report of Engineer, dated January 13, 1965 and a Letter from (b) (6) to DNR, dated January 21, 1971). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were Lessees that operated within the leasehold from March 11, 1971 to October 31, 1974 (HA Lease 22-001974). The nature of the operation is a continuation of the small boat moorage use (Letter from (b) (6) to DNR, received June 30, 1971). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Richfield Oil Corporation. was a Lessee that operated within the leasehold from November 1, 1964 to October 31, 1974 (HA Lease 22-001971). The nature of the operation was for an, "oil dock" (HA Application, dated September 10, 1964). A letter from (b) (6) to DNR describes the nature of the Richfield Oil Corporation operation in 1970 to be, "the Richfield Oil Co. has a dock with two pipelines running overhead for the unloading of fuel and gas from barges to their bulk plant on the uplands to the south of the Harbor Area (Letter from (b) (6) to DNR, dated August 14, 1970, located in the 22-002141 lease jacket). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6), was a Lessee that operated within the leasehold from November 1, 1974 to August 1, 1993 (HA Lease 22-002332). The nature of the operation was, "the lessee shall have use of the leased premises for the purposes of building and maintaining wharves, docks and other structures for the convenience of navigation and commerce..."; the Harbor Area Application lists, "office and moorage floats" (HA Lease 22-002332 and Application for Harbor Area lease 22-002332, dated October 17, 1974). A Marine Land Inspection Report dated, August 29, 1974, names, (b) (6) & Arco" as lessee, which may indicate an Arco related use. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) **Lease Area**

(b) (6) was a Lessee that operated within the leasehold from March 26, 1946 to March 25, 1956 (Application 22-001363, HA Lease 1342). The nature of the operation was for, "a boat house and marine ways..." and, "pile and timber walkway and float" (Report of Engineer, dated November 30, 1945). A letter describes the operation, "moorage for boat repairing...boat building business... marine rail way and a repair float" (letter from (b) (6) to Commissioner of Public Lands, dated March 17, 1949). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from March 26, 1956 to March 25, 1966 (Application 22-001659, HA Lease 1625). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. However, it is likely a continuation of the use in Harbor Area lease 1342. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6), was a Lessee that operated within the leasehold from March 26, 1966 to May 27, 1970 (HA Lease 22-002018). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. A Report of Engineer, dated June 8, 1966 describes, "no improvements on the desired lands" and an Inspector's Report, dated, June 28, 1966, describes, "there are four pilings and two rafts on this harbor area." The harbor area lease itself states, "...for the purpose of building and maintaining upon the above described harbor area, wharves, docks and other structures for the convenience of navigation and commerce..." (HA Lease 22-002018). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

G. D. R. Associates, was a Lessee that operated within the leasehold from May 28, 1970 to March 23, 1972 (Assignment of HA Lease 22-002018, dated May 28, 1970). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. However, it is likely a continuation of the use when (b) (6) held the lease. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Sea Gate, Inc., was a Lessee that operated within the leasehold from November 1, 1976 to September 13, 1981 (HA Lease 22-002396). The nature of the operation was, "for the purposes of building and maintaining wharves, docks and other structures for the convenience of navigation and commerce..." (HA lease 22-002396). However, this is likely for a private marina. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Sea Brim, Inc., was a Lessee that operated within the leasehold from September 14, 1981 to June 12, 1983 (Assignment of HA Lease 22-002396, dated September 14, 1981). The nature of the operation was for a private marina. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Properties, Inc., was a Lessee that operated within the leasehold from June 13, 1983 to December 13, 1983 (Assignment of HA Lease 22-002396, dated June 13, 1983). The nature of the operation was for, "moorage floats and moorage for marina (Amendment to HA lease 22-002396, dated October 2, 1987). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Marina Condominium Owners Association, was a Lessee that operated within the leasehold from December 14, 1983 to July 31, 1993 (Assignment of HA Lease 22-002396, dated December 14, 1983 and Amendment to HA Lease 22-002396, July 30, 1993). The nature of the operation was for a private marina. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Gas Works Dock Lease Area

The Western Gas And Utilities Corporation. was a Lessee that operated within the leasehold from November 25, 1930 to October 15, 1931 (Application 22-000952, HA Lease 935). The nature of the operation was for a, "dock" (Application 22-000952, HA Lease 935). The dock is used for the delivery of coal and oil (letter from the Western Gas Company of Washington to the Department of Public Lands, dated November 6, 1930). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

The Western Gas Co. of Washington. was a Lessee that operated within the leasehold from October 16, 1931 to November 24, 1945 (Assignment of HA Lease 935, dated October 16, 1931, Application 22-000952). The nature of the operation is described in a letter from the Western Gas Company of Washington to the Department of Public Lands, dated November 6, 1930, "This line of pile will extend at right angles to the shore line approximately one hundred and twenty-five feet into the bay, and is so constructed for the purpose of supporting a three inch pipe line for unloading oil. In addition, two dolphins will be driven next to the row of pile for making fast the scows delivering coal and oil." DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

The Western Gas Co. of Washington. was a Lessee that operated within the leasehold from November 25, 1945 to February 10, 1959 (Application 22-001386, HA Lease 1352, and Commissioner's Order, dated February 10, 1959). The nature of the operation is to, "load and unload at the gas company plant..." and, "improvements on the harbor area consists of a dock and pipe lines..." (HA Lease Application 22-001386, dated June 10, 1946 and Report of Engineer, July 13, 1946). A letter from (b) (6) to DNR describes the Western Gas Company operation as, "...for the purpose of maintaining a barge unloading operation. Their gas manufacturing plant was directly above their harbor Lease and they brought in barges of coal and offloaded it to a coal yard on the bank above the barges" (Letter from (b) (6) to DNR, dated August 14, 1970, located in the 22-002141 lease jacket). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) sublease under Application 22-001386 (Harbor Area Lease 1352) – On October 18, 1950, Western Gas Company of Washington subleased to Helen B. Bresnan for a term lasting from October 18, 1950 to November 25, 1960 (Sublease for HA 1352, dated October 18, 1950). The nature of the operation under this sublease is not clear from the records in the 22-001386 (Harbor Area lease 1352) lease jacket. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from December 8, 1959 to December 7, 1969 (HA Lease 22-001783). The nature of the operation is described in the Application for Lease of Harbor Area dated, May 12, 1959, as a "bulk plant site." The harbor area lease itself describes the purpose as, "building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce..." (HA Lease 22-001783). An

Inspector's Report, dated September 24, 1959, states, "Western Gas Company has discontinued the production of gas on the site, so no longer need the harbor area lease." The same Inspector's Report goes on to explain, "...the applicant is now the Richfield Oil Co. distributor and desires the lease to enable him to install a new Bulk Plant..." DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from December 8, 1969 to January 8, 1976 (HA Lease 22-002141). The nature of the operation as described in the harbor area lease, "for the purpose of building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce" (HA Lease 22-002141). A 1970 letter describes the nature of the operation, "this harbor Lease was acquired from them by a (b) (6) who had purchased a lot fronting on the west portion of the former Gas Co. lease... He has not made any use of the area at any time, although he has had the lease for over ten years. It is just there the same as it was at the time he acquired it" (Letter from (b) (6) to DNR, dated August 14, 1970, located in the 22-002141 lease jacket). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were a Lessee that operated within the leasehold from January 9, 1976 to December 7, 1979 (Assignment of HA Lease 22-002141, dated January 9, 1976). The records in the lease jacket do not contain information that describe any type of operation taking place within this leasehold. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were a Lessee that operated within the leasehold from December 8, 1979 to June 12, 1983 (HA Lease 22-002523). The nature of the operation within this harbor area lease is for a, "Marina-Boat Moorage" (Application to Lease HA 22-002523, dated December 12, 1979). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Properties Inc., was a Lessee that operated within the leasehold from June 13, 1983 to July 14, 1987 (Assignment of HA Lease 22-002523, dated June 13, 1983). The nature of the operation is a private marina. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from July 15, 1987 to December 8, 1989 (Assignment of HA Lease 22-002523, dated July 15, 1987). The nature of the operation is a private marina. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Lent's Inc. Lease Area

(b) (6) was a Lessee that operated within the leasehold from January 25, 1938 to February 5, 1942 (Application 22-001156, HA Lease 1123). The nature of the operation is described as, "for anchoring boats, floats, etc." (Application 22-001156, September 25, 1937 and Report of Engineer, dated December 21, 1937). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Ernest B. Lent, Theodore Blomberg and Harold D. Lent were Lessee that operated within the leasehold from February 6, 1942 to January 24, 1948 (Assignment of HA Lease 1123, dated February 6, 1942, Application 22-001156). The lease jacket contains no records that specifically describe the nature of the operation within during the time Ernest B. Lent, Theodore Blomberg and Harold D. Lent operated within the leasehold. However, it is likely a continuation of (b) (6) use (this has not been confirmed). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Ernest B. Lent, Harold D. Lent and Theodore Blomberg, were Lessee that operated within the leasehold from January 25, 1948 to December 20, 1953 (Application 22-001432, HA Lease 1393). The nature of the operation is described as, "docking facilities for oil barges and pipe line leading to our diesel and stove oil storage tanks which are situated on the adjacent property" (Application 22-001432). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Lent's Inc., was a Lessee that operated within the leasehold from December 21, 1953 to January 24, 1958 (Assignment of HA Lease 1393, December 21, 1953, Application 22-001432). The nature of the operation is described as, "docking facilities for oil barges and pipe line leading to our diesel and stove oil storage tanks which are situated on the adjacent property" (Application 22-001432). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Lent's Incorporated, was a Lessee that operated within the leasehold from January 25, 1958 to January 24, 1968 (Application 22-001717, HA Lease 1675). The nature of the operation is an, "Oil barge facilities-dock and pipeline leading to our storage tanks" (Application 22-001717, dated February 17, 1958). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Lent's Inc., was a Lessee that operated within the leasehold from January 25, 1968 to January 24, 1978 (HA Lease 22-002071). The nature of the operation is an, "oil barge docking facility" (Application for HA Lease 22-002071, dated December 27, 1967). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Lent's Inc., was a Lessee that operated within the leasehold from January 25, 1978 to March 9, 1981 (HA Lease 22-002452). The nature of the operation is described as, "oil barge docking facility" and the improvements are described as, "dock and pipeline" (Application for HA Lease 22-002452, dated December 7, 1971). DNR has no record of a

hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Service Fuel Co., Inc., was a Lessee that operated within the leasehold from March 10, 1981 to January 25, 1988 (Assignment of HA Lease 22-002452, dated March 10, 1981). The nature of the operation is the same use as when Lent's Inc. held the lease. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Wilkins Distributing Company, Inc., was a Lessee that operated within the leasehold from January 25, 1988 to November 18, 1996 (HA Lease 22-002716). The nature of the operation is described as, "commercial – fuel barges" (Application for HA Lease 22-002716). The lease jacket contains a letter that describes the operation as, "They refurbished an existing wooden dock and used the dock for off-loading fuel oil (heading oil, equivalent to diesel #1) from barges. In 1993, all transfer piping was removed and Wilkins ceased operations on the property" (letter from GeoScience Management, Inc. to DNR, dated November 18, 1996). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease. The letter from GeoScience Management, Inc. to DNR, dated November 18, 1996, also states, "During the lease period, Wilkins did not have any documented or reported release of fuel at or in the vicinity of the dock."

General Petroleum Lease Area

(b) (6) was a Lessee that operated within the leasehold from March 18, 1938 to December 15, 1942 (Application 22-001153/HA Lease 1124). The nature of the operation is described as, "for mooring small boats and anchorage" (Application for HA Lease 1124, dated September, 1937, Application 22-001153). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

General Petroleum Corporation of California, was a Lessee that operated within the leasehold from December 16, 1942 to May 5, 1943 (Assignment of HA Lease 1124, December 16, 1942, and Commissioner's Order, dated May 5, 1943). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold while General Petroleum Corporation held the lease. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

General Petroleum Corporation of California, was a Lessee that operated within the leasehold from March 18, 1943 to March 17, 1953 (Application 22-001309/HA Lease 1280). The nature of the operation is described as, "construct dock for handling petroleum products" (Application for HA Lease 1280, dated October 14, 1942). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

General Petroleum Corporation, was a Lessee that operated within the leasehold from March 18, 1953 to March 17, 1963 (Application 22-001555/HA Lease 1507). The nature

of the operation is described as, "loading and unloading of petroleum products over applicants dock and approach" (Application for HA Lease 1507, dated February 27, 1953). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Socony Mobil Oil Company Inc. (name changed to **Mobil Oil Corporation**), was a Lessee that operated within the leasehold from March 18, 1963 to April 7, 1972 (HA Lease 22-001920 and Commissioner's Order, dated, April 7, 1972). The nature of the operation is described as, "said Lease was entered into for the purpose of loading and unloading petroleum products over our dock and approach. The improvements consisted of one 72' x 18' dock w/8' x 144' approach w/two 4" pipelines and connectings for loading and unloading petroleum products" (letter from Mobil Oil Corporation to DNR, dated March 13, 1972). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Bridgeview Marina Lease Area

(b) (6) was a Lessee that operated within the leasehold from November 1, 1974 to January 27, 1976 (HA Lease 22-002332, dated April 29, 1975). The nature of the operation is a private marina (Application for HA Lease 22-002332, dated October 17, 1974). A Marine Land Inspection Report dated, August 29, 1974, names, (b) (6) & Arco" as lessee, which may indicate an Arco related use. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from January 28, 1976 to May 31, 1976 (Involuntary Assignment of HA Lease 22-002332, dated January 28, 1976). The nature of the operation is a private marina (Application for HA Lease 22-002332, dated October 17, 1974). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Sea Gate, Inc., was a Lessee that operated within the leasehold from June 1, 1976 to September 13, 1981 (Assignment of HA Lease 22-002332, dated June 1, 1976). The nature of the operation is a private marina (Application for HA Lease 22-002332, dated October 17, 1974). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Sea Brim, Inc., was a Lessee that operated within the leasehold from September 14, 1981 to May 30, 1983 (Assignment of HA Lease 22-002332, dated September 14, 1981). The nature of the operation is a private marina (Application for HA Lease 22-002332, dated October 17, 1974). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Properties, Inc., was a Lessee that operated within the leasehold from May 31, 1983 to May 13, 1983 (Assignment of HA Lease 22-002332, dated May 31, 1983). The nature of the operation is a private marina (Application for HA Lease 22-002332, dated October 17, 1974). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Marina Condominium Owners Association, was a Lessee that operated within the leasehold from December 14, 1983 to July 31, 1993 (Assignment of HA Lease 22-002332, dated December 14, 1983). The nature of the operation is a private marina (Application for HA Lease 22-002332, dated October 17, 1974). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Marina Condominium Owners Association, was a Lessee that operated within the leasehold from August 1, 1993 to December 27, 1995 (HA Lease 22-002332, dated July 30, 1993, this is the new larger 22-002332 with a lease area that is comprised of four former lease areas: lease 2332; lease 2339; lease 2396 and the western portion of lease 2523). The nature of the operation is described as, "Lessee shall have use of the Property only for the specified purposes of maintaining finger floats, docks, and fixed piles to provide vessel moorage for a privately-owned and operated marina, and for no other purpose whatsoever" (HA Lease 22-002332, dated July 30, 1993). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were Lessees that operated within the leasehold from December 28, 1995 to December 17, 2003 (Assignment of HA Lease 22-002332, dated December 28, 1995). The nature of the operation is described as, "Lessee shall have use of the Property only for the specified purposes of maintaining finger floats, docks, and fixed piles to provide vessel moorage for a privately-owned and operated marina, and for no other purpose whatsoever" (HA Lease 22-002332, dated July 30, 1993). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Seven J's Investment, was a Lessee that operated within the leasehold from December 18, 2003 to October 31, 2004 (Assignment of HA Lease 22-002332, dated 12/18/2003). The nature of the operation is described as, "Lessee shall have use of the Property only for the specified purposes of maintaining finger floats, docks, and fixed piles to provide vessel moorage for a privately-owned and operated marina, and for no other purpose whatsoever" (HA Lease 22-002332, dated July 30, 1993). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Seven J's Investment, was a Lessee that operated within the leasehold from November 1, 2004 to May 27, 2014 (HA Lease 22-A02332, dated February 25, 2005). The nature of the operation is described as, "Tenant shall use the Property for recreational and commercial vessel moorage and a marine pump out facility (the "Permitted Use") and for no other purpose" (HA Lease 22-A02332, dated February 25, 2005). On August 6, 2009,

a DNR Land Manager (Lindie Schmidt) noticed a defective City of Bremerton stormwater pipe, located within the leasehold and under a staircase to the beach. The Land Manager goes on to describe, "that during major rain events there can be oil sheens from the stormwater pipe" (Email by Lindie Schmidt to be placed in file 22-A02332, "Memo to File", dated August 6, 2009). A photograph, dated August 6, 2009 of the defective stormwater pipe has been placed in lease jacket 22-0A02332, 2 of 3.

Bridgeview Marina Inc., is a Lessee that has operated within the leasehold from May 28, 2014 to present (Involuntary Assignment of HA Lease 22-A02332, dated May 28, 2014). The nature of the operation is described as, "Tenant shall use the Property for recreational and commercial vessel moorage and a marine pump out facility (the "Permitted Use") and for no other purpose" (HA Lease 22-A02332, dated February 25, 2005). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property while Bridgeview Marina Inc. has been the holder of this lease.

Derelict Vessel Removal Program vessel removal

In 2005, Global Diving & Salvage, Inc. (Global), removed three derelict vessels from the Property (email dated 6/2/2005 From Melissa Montgomery to Rufino Ignacio, subject DV removal contract—Port Washington narrows). The names of the three vessels are unknown but the scope of work for their removal lists the contractor as responsible for the disposal of any hazardous materials found onboard (Request for Proposals, dated May 6, 2005). The vessel removal and disposal proposal for the three vessels listed, "Lead in paint" being disposed of at the Eastmont Recycling Center; diesel fuel or gasoline, "fuel found onboard the vessel will be pumped into hazmat barrels before the vessels are transferred to the landfill; and, "any batteries found will be transloaded into overpacks and disposed of at Eastmont Recycling Center" (Proposal Removal and Disposal of Three or Four Vessels at Port Washington Narrows, May 20, 2005). It is not clear the types or quantities of hazardous materials disposed of, if any.

In addition to the three vessels, a larger vessel named *Ked* was removed by Global from the Property. The *Ked* contained oil and other hazardous waste which was removed by Global Diving & Salvage. Estimated 47,000 gallons of contaminated water & oil, 15 marine batteries and 5 gallons of paint and soap were removed by Global from the *Ked* (email dated 10/18/2005 from Melissa Montgomery DNR to thursrllt@dfw.wa.gov, subject *Ked*.)

23. Describe all activities conducted on leased aquatic lands at each Property. Include in your description whether the activity involved hazardous substances, waste(s), or materials and whether any such hazardous substances, waste(s), or materials were discharged, spilled, disposed of, dropped, or otherwise came to be located on such leased aquatic lands.

23. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

This answer is only describing operational activities by DNR's Lessees and the removal of derelict vessels under the Derelict Vessel Removal Program. Any remedial action activities will be described in Section 6 and Section 7 of this Information Request. DNR is not an operator of these authorizations and does not have knowledge of the day-to-day operations conducted by its current and former Lessees\Grantees. The nature of the operations as described in the DNR issued authorizations are listed below:

Tide Water Oil/Philips Petroleum Lease Area

(b) (6) was a Lessee that operated within the leasehold from May 7, 1946 to September 19, 1946 (Application 22-001364, HA Lease 1348). The nature of the operation was for a, "workshop for repair of boats" (HA application, dated December 21, 1944) and a marine ways extending into waterway no. 4 (Report of Engineer, dated November 30, 1945). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Petroleum Navigation Co., was a Lessee that operated within the leasehold from September 20, 1946 to March 7, 1948 (Assignment of 22-001364, HA Lease 1348, dated September 20, 1946). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. Harbor Area lease 1348 states, "...for the purpose of building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce..." DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Tide Water Associated Oil Co., was a Lessee that operated within the leasehold from March 8, 1948 to May 7, 1956 (Assignment of 22-001364, HA Lease 1348, dated March 8, 1948). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. Harbor Area lease 1348 states, "...for the purpose of building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce..." DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Tide Water Associated Oil Company (name change to **Tidewater Oil Company**), was a Lessee that operated within the leasehold from May 7, 1956 to September 15, 1956 (Application 22-001658, HA Lease 1615). The nature of the operation is, "Tidewater Associated Oil Company has oil and gasoline storage plant and other facilities on abutting uplands... Portion of dock are on desired H.A. This is a narrow structure supporting pipe line for unloading tankers and barges" (Inspector's Report, dated June 13, 1956). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Phillips Petroleum Company a Delaware Corporation, was a Lessee that operated within the leasehold from September 16, 1966 to May 6, 1966 (Assignment of 22-001658, HA Lease 1615 and Commissioners Order, dated September 16, 1966). The nature of the operation is unchanged since Tidewater Oil Company held the lease. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Philips Petroleum Company a Delaware Corporation, was a Lessee that operated within the leasehold from May 7, 1966 to July 18, 1975 (HA Lease 22-002027). The nature of the operation is to receive petroleum products and as a mooring facility (Report of Engineer, dated June 8, 1966). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from July 18, 1975 to May 6, 1976 (Assignment of HA Lease 22-002027, dated July 18, 1975). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. Harbor Area lease 22-002027 states, "...for the purpose of building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce..." DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from May 7, 1976 to June 12, 1983 (HA Lease 22-002399). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. The Harbor Area lease states, "the Lessee shall have to use of the lease premises for the purposes of building and maintaining wharves, docks and other structures for the convenience of navigation and commerce..." (HA Lease 22-002399 and HA Application, dated May 25, 1976). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Properties, Inc., was a Lessee that operated within the leasehold from June 13, 1983 to December 13, 1983 (Assignment of HA Lease 22-002399, dated June 13, 1983). The nature of the operation is as a private marina. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Marina Condominium Owners Association, was a Lessee that operated within the leasehold from December 14, 1983 to July 31, 1993, (Assignment of HA Lease 22-002399, dated December 14, 1983 and Amendment to HA Lease 22-002399, July 30, 1993). The nature of the operation is as a private marina. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) **Richfield Oil Lease Area**

(b) (6) was a Lessee that operated within the leasehold from November 1, 1934 to October 31, 1944 (Application 22-001074, HA Lease 1044). The nature of the operation was for the, "mooring of boats" and "a dragway or grid for hauling small boats out of the water" (Application 22-001074 and Report of Engineer, dated October 22, 1934). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Richfield Oil Company sublease under application 22-001074 (Harbor Area Lease 1044) – On January 10, 1942, (b) (6) subleased to Richfield Oil Corporation for a tenancy to last until October 31, 1954 (Sublease for HA 1044, dated January 10, 1942). The nature of the operation was for an oil pipeline and a dock for the mooring of tank vessels (Sublease for HA 1044, dated January 10, 1942). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from November 1, 1944 to November 17, 1950 (Application 22-001362, HA Lease 1312). The nature of the operation was for a "T" shaped catwalk structure that supports two pipe lines, there was also a floating catwalk under the pipeline, "the under portion of the pipe catwalk is used for power craft mooring..." (Inspector's Report, dated March 14, 1945 and Report of Engineer, dated December 2, 1944). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were Lessees that operated within the leasehold from November 18, 1950 to October 28, 1952 (Assignment of HA Lease: Application 22-001362, HA Lease 1312, dated November 18, 1950). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. Harbor Area lease 1312 states, "...for the purpose of building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce..." However, it is likely a continuation of (b) (6) use. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from October 29, 1952 to October 31, 1954 (Assignment of HA Lease: Application 22-001362, HA Lease 1312, dated October 29, 1952). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. However, it is likely a continuation of (b) (6) use. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were Lessees that operated within the leasehold from November 1, 1954 to October 31, 1964 (Application 22-001584, HA Lease 1548). The nature of the operation was, "for the purpose of maintaining a small boat moorage, marine railway and other structures for the convenience of navigation and commerce..." (Application 22-001584 and Report of Engineer, dated August 9, 1954). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Richfield Oil Corporation, was a Lessee that operated within the leasehold from November 1, 1954 to October 31, 1964 (Application 22-001584, HA Lease 1553). The nature of the operation was for an, "oil dock" (Application 22-001584 and Report of Engineer, dated August 9, 1954). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were Lessee that operated within the leasehold from November 11, 1964 (HA Lease 22-001974). The nature of the operation was for a small boat moorage, known as Bremerton Marine Service (Report of Engineer, dated January 13, 1965 and a Letter from (b) (6) to DNR, dated January 21, 1971). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were Lessees that operated within the leasehold from March 11, 1971 to October 31, 1974 (HA Lease 22-001974). The nature of the operation is a continuation of the small boat moorage use (Letter from (b) (6) to DNR, received June 30, 1971). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Richfield Oil Corporation, was a Lessee that operated within the leasehold from November 1, 1964 to October 31, 1974 (HA Lease 22-001971). The nature of the operation was for an, "oil dock" (HA Application, dated September 10, 1964). A letter from (b) (6) to DNR describes the nature of the Richfield Oil Corporation operation in 1970 to be, "the Richfield Oil Co. has a dock with two pipelines running overhead for the unloading of fuel and gas from barges to their bulk plant on the uplands to the south of the Harbor Area (Letter from (b) (6) to DNR, dated August 14, 1970, located in the 22-002141 lease jacket). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from November 1, 1974 to August 1, 1993 (HA Lease 22-002332). The nature of the operation was, "the lessee shall have use of the leased premises for the purposes of building and maintaining wharves, docks and other structures for the convenience of navigation and commerce..."; the Harbor Area Application lists, "office and moorage floats" (HA Lease 22-002332 and Application for Harbor Area lease 22-002332, dated October 17, 1974). A Marine Land Inspection Report dated, August 29, 1974, names, (b) (6) & Arco" as lessee, which may indicate an Arco related use. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) Lease Area

(b) (6) was a Lessee that operated within the leasehold from March 26, 1946 to March 25, 1956 (Application 22-001363, HA Lease 1342). The nature of the operation was for, "a boat house and marine ways..." and, "pile and timber walkway and float"

(Report of Engineer, dated November 30, 1945). A letter describes the operation, "moorage for boat repairing...boat building business... marine rail way and a repair float" (letter from (b) (6) to Commissioner of Public Lands, dated March 17, 1949). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from March 26, 1956 to March 25, 1966 (Application 22-001659, HA Lease 1625). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. However, it is likely a continuation of the use in Harbor Area lease 1342. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from March 26, 1966 to May 27, 1970 (HA Lease 22-002018). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. A Report of Engineer, dated June 8, 1966 describes, "no improvements on the desired lands" and an Inspector's Report, dated, June 28, 1966, describes, "there are four pilings and two rafts on this harbor area." The harbor area lease itself states, "...for the purpose of building and maintaining upon the above described harbor area, wharves, docks and other structures for the convenience of navigation and commerce..." (HA Lease 22-002018). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

G. D. R. Associates, was a Lessee that operated within the leasehold from May 28, 1970 to March 23, 1972 (Assignment of HA Lease 22-002018, dated May 28, 1970). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. However, it is likely a continuation of the use when (b) (6) held the lease. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Sea Gate, Inc., was a Lessee that operated within the leasehold from November 1, 1976 to September 13, 1981 (HA Lease 22-002396). The nature of the operation was, "for the purposes of building and maintaining wharves, docks and other structures for the convenience of navigation and commerce..." (HA lease 22-002396). However, this is likely for a private marina. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Sea Brim, Inc., was a Lessee that operated within the leasehold from September 14, 1981 to June 12, 1983 (Assignment of HA Lease 22-002396, dated September 14, 1981). The nature of the operation was for a private marina. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Properties, Inc., was a Lessee that operated within the leasehold from June 13, 1983 to December 13, 1983 (Assignment of HA Lease 22-002396, dated June 13, 1983). The nature of the operation was for, "moorage floats and moorage for marina (Amendment to HA lease 22-002396, dated October 2, 1987). DNR has no record of a

hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Marina Condominium Owners Association, was a Lessee that operated within the leasehold from December 14, 1983 to July 31, 1993 (Assignment of HA Lease 22-002396, dated December 14, 1983 and Amendment to HA Lease 22-002396, July 30, 1993). The nature of the operation was for a private marina. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Gas Works Dock Lease Area

The Western Gas And Utilities Corporation, was a Lessee that operated within the leasehold from November 25, 1930 to October 15, 1931 (Application 22-000952, HA Lease 935). The nature of the operation was for a, "dock" (Application 22-000952, HA Lease 935). The dock is used for the delivery of coal and oil (letter from the Western Gas Company of Washington to the Department of Public Lands, dated November 6, 1930). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

The Western Gas Co. of Washington, was a Lessee that operated within the leasehold from October 16, 1931 to November 24, 1945 (Assignment of HA Lease 935, dated October 16, 1931, Application 22-000952). The nature of the operation is described in a letter from the Western Gas Company of Washington to the Department of Public Lands, dated November 6, 1930, "This line of pile will extend at right angles to the shore line approximately one hundred and twenty-five feet into the bay, and is so constructed for the purpose of supporting a three inch pipe line for unloading oil. In addition, two dolphins will be driven next to the row of pile for making fast the scows delivering coal and oil." DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

The Western Gas Co. of Washington, was a Lessee that operated within the leasehold from November 25, 1945 to February 10, 1959 (Application 22-001386, HA Lease 1352, and Commissioner's Order, dated February 10, 1959). The nature of the operation is to, "load and unload at the gas company plant..." and, "improvements on the harbor area consists of a dock and pipe lines..." (HA Lease Application 22-001386, dated June 10, 1946 and Report of Engineer, July 13, 1946). A letter from (b) (6) to DNR describes the Western Gas Company operation as, "...for the purpose of maintaining a barge unloading operation. Their gas manufacturing plant was directly above their harbor Lease and they brought in barges of coal and offloaded it to a coal yard on the bank above the barges" (Letter from (b) (6) to DNR, dated August 14, 1970, located in the 22-002141 lease jacket). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) sublease under Application 22-001386 (Harbor Area Lease 1352) – On October 18, 1950, Western Gas Company of Washington subleased to Helen B. Bresnan for a term lasting from October 18, 1950 to November 25, 1960 (Sublease for

HA 1352, dated October 18, 1950). The nature of the operation under this sublease is not clear from the records in the 22-001386 (Harbor Area lease 1352) lease jacket. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from December 8, 1959 to December 7, 1969 (HA Lease 22-001783). The nature of the operation is described in the Application for Lease of Harbor Area dated, May 12, 1959, as a "bulk plant site." The harbor area lease itself describes the purpose as, "building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce..." (HA Lease 22-001783). An Inspector's Report, dated September 24, 1959, states, "Western Gas Company has discontinued the production of gas on the site, so no longer need the harbor area lease." The same Inspector's Report goes on to explain, "...the applicant is now the Richfield Oil Co. distributor and desires the lease to enable him to install a new Bulk Plant..." DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from December 8, 1969 to January 8, 1976 (HA Lease 22-002141). The nature of the operation as described in the harbor area lease, "for the purpose of building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce" (HA Lease 22-002141). A 1970 letter describes the nature of the operation. "this harbor Lease was acquired from them by a (b) (6) who had purchased a lot fronting on the west portion of the former Gas Co. lease... He has not made any use of the area at any time, although he has had the lease for over ten years. It is just there the same as it was at the time he acquired it" (Letter from (b) (6)

(b) (6) to DNR, dated August 14, 1970, located in the 22-002141 lease jacket). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were a Lessee that operated within the leasehold from January 9, 1976 to December 7, 1979 (Assignment of HA Lease 22-002141, dated January 9, 1976). The records in the lease jacket do not contain information that describe any type of operation taking place within this leasehold. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were a Lessee that operated within the leasehold from December 8, 1979 to June 12, 1983 (HA Lease 22-002523). The nature of the operation within this harbor area lease is for a, "Marina-Boat Moorage" (Application to Lease HA 22-002523, dated December 12, 1979). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Properties Inc., was a Lessee that operated within the leasehold from June 13, 1983 to July 14, 1987 (Assignment of HA Lease 22-002523, dated June 13, 1983). The nature of the operation is a private marina. DNR has no record of a hazardous

substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from July 15, 1987 to December 8, 1989 (Assignment of HA Lease 22-002523, dated July 15, 1987). The nature of the operation is a private marina. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Cascade Natural Gas Corporation, is a Grantee that has held this easement from June 24, 1975 to present (Easement 51-037928). The nature of the operation is for, "an easement for right of way for the construction, operation, use and maintenance of a Cathodic Protection Groundbed..." (Easement 51-037928). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this Easement.

Lent's Inc. Lease Area

(b) (6) was a Lessee that operated within the leasehold from January 25, 1938 to February 5, 1942 (Application 22-001156, HA Lease 1123). The nature of the operation is described as, "for anchoring boats, floats, etc." (Application 22-001156, September 25, 1937 and Report of Engineer, dated December 21, 1937). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Ernest B. Lent, Theodore Blomberg and Harold D. Lent were Lessee that operated within the leasehold from February 6, 1942 to January 24, 1948 (Assignment of HA Lease 1123, dated February 6, 1942, Application 22-001156). The lease jacket contains no records that specifically describe the nature of the operation within during the time Ernest B. Lent, Theodore Blomberg and Harold D. Lent operated within the leasehold. However, it is likely a continuation of (b) (6) use (this has not been confirmed). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Ernest B. Lent, Harold D. Lent and Theodore Blomberg, were Lessee that operated within the leasehold from January 25, 1948 to December 20, 1953 (Application 22-001432, HA Lease 1393). The nature of the operation is described as, "docking facilities for oil barges and pipe line leading to our diesel and stove oil storage tanks which are situated on the adjacent property" (Application 22-001432). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Lent's Inc., was a Lessee that operated within the leasehold from December 21, 1953 to January 24, 1958 (Assignment of HA Lease 1393, December 21, 1953, Application 22-001432). The nature of the operation is described as, "docking facilities for oil barges and pipe line leading to our diesel and stove oil storage tanks which are situated on the adjacent property" (Application 22-001432). DNR has no record of a hazardous

substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Lent's Incorporated. was a Lessee that operated within the leasehold from January 25, 1958 to January 24, 1968 (Application 22-001717, HA Lease 1675). The nature of the operation is an, "Oil barge facilities-dock and pipeline leading to our storage tanks" (Application 22-001717, dated February 17, 1958). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Lent's Inc., was a Lessee that operated within the leasehold from January 25, 1968 to January 24, 1978 (HA Lease 22-002071). The nature of the operation is an, "oil barge docking facility" (Application for HA Lease 22-002071, dated December 27, 1967). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Lent's Inc., was a Lessee that operated within the leasehold from January 25, 1978 to March 9, 1981 (HA Lease 22-002452). The nature of the operation is described as, "oil barge docking facility" and the improvements are described as, "dock and pipeline" (Application for HA Lease 22-002452, dated December 7, 1971). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Service Fuel Co., Inc., was a Lessee that operated within the leasehold from March 10, 1981 to January 25, 1988 (Assignment of HA Lease 22-002452, dated March 10, 1981). The nature of the operation is the same use as when Lent's Inc. held the lease. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Wilkins Distributing Company, Inc., was a Lessee that operated within the leasehold from January 25, 1988 to November 18, 1996 (HA Lease 22-002716). The nature of the operation is described as, "commercial - fuel barges" (Application for HA Lease 22-002716). The lease jacket contains a letter that describes the operation as, "They refurbished an existing wooden dock and used the dock for off-loading fuel oil (heating oil, equivalent to diesel #1) from barges. In 1993, all transfer piping was removed and Wilkins ceased operations on the property" (letter from GeoScience Management, Inc. to DNR, dated November 18, 1996). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease. The letter from GeoScience Management, Inc. to DNR, dated November 18, 1996, also states, "During the lease period, Wilkins did not have any documented or reported release of fuel at or in the vicinity of the dock."

General Petroleum Lease Area

(b) (6) was a Lessee that operated within the leasehold from March 18, 1938 to December 15, 1942 (Application 22-001153/HA Lease 1124). The nature of the operation is described as, "for mooring small boats and anchorage" (Application for HA Lease 1124, dated September, 1937, Application 22-001153). DNR has no record of a

hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

General Petroleum Corporation of California, was a Lessee that operated within the leasehold from December 16, 1942 to May 5, 1943 (Assignment of HA Lease 1124, December 16, 1942, and Commissioner's Order, dated May 5, 1943). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold while General Petroleum Corporation held the lease. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

General Petroleum Corporation of California, was a Lessee that operated within the leasehold from March 18, 1943 to March 17, 1953 (Application 22-001309/HA Lease 1280). The nature of the operation is described as, "construct dock for handling petroleum products" (Application for HA Lease 1280, dated October 14, 1942). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

General Petroleum Corporation, was a Lessee that operated within the leasehold from March 18, 1953 to March 17, 1963 (Application 22-001555/HA Lease 1507). The nature of the operation is described as, "loading and unloading of petroleum products over applicants dock and approach" (Application for HA Lease 1507, dated February 27, 1953). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Socony Mobil Oil Company Inc. (name changed to **Mobil Oil Corporation**), was a Lessee that operated within the leasehold from March 18, 1963 to April 7, 1972 (HA Lease 22-001920 and Commissioner's Order, dated, April 7, 1972). The nature of the operation is described as, "said Lease was entered into for the purpose of loading and unloading petroleum products over our dock and approach. The improvements consisted of one 72' x 18' dock w/8' x 144' approach w/two 4" pipelines and connectings for loading and unloading petroleum products" (letter from Mobil Oil Corporation to DNR, dated March 13, 1972). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Bridgeview Marina Lease Area

(b) (6), was a Lessee that operated within the leasehold from November 1, 1974 to January 27, 1976 (HA Lease 22-002332, dated April 29, 1975). The nature of the operation is a private marina (Application for HA Lease 22-002332, October 17, 1974). A Marine Land Inspection Report dated, August 29, 1974, names, (b) (6) & Arco" as lessee, which may indicate an Arco related use. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from January 28, 1976 to May 31, 1976 (Involuntary Assignment of HA Lease 22-002332, dated January 28,

1976). The nature of the operation is a private marina (Application for HA Lease 22-002332, dated October 17, 1974). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Sea Gate, Inc., was a Lessee that operated within the leasehold from June 1, 1976 to September 13, 1981 (Assignment of HA Lease 22-002332, dated June 1, 1976). The nature of the operation is a private marina (Application for HA Lease 22-002332, dated October 17, 1974). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Sea Brim, Inc., was a Lessee that operated within the leasehold from September 14, 1981 to May 30, 1983 (Assignment of HA Lease 22-002332, dated September 14, 1981). The nature of the operation is a private marina (Application for HA Lease 22-002332, dated October 17, 1974). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Properties, Inc., was a Lessee that operated within the leasehold from May 31, 1983 to May 13, 1983 (Assignment of HA Lease 22-002332, dated May 31, 1983). The nature of the operation is a private marina (Application for HA Lease 22-002332, dated October 17, 1974). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Marina Condominium Owners Association, was a Lessee that operated within the leasehold from December 14, 1983 to July 31, 1993 (Assignment of HA Lease 22-002332, dated December 14, 1983). The nature of the operation is a private marina (Application for HA Lease 22-002332, dated October 17, 1974). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Port Washington Marina Condominium Owners Association, was a Lessee that operated within the leasehold from August 1, 1993 to December 27, 1995 (HA Lease 22-002332, dated July 30, 1993, this is the new larger 22-002332 with a lease area that is comprised of four former lease areas: lease 2332; lease 2339; lease 2396 and the western portion of lease 2523). The nature of the operation is described as, "Lessee shall have use of the Property only for the specified purposes of maintaining finger floats, docks, and fixed piles to provide vessel moorage for a privately-owned and operated marina, and for no other purpose whatsoever" (HA Lease 22-002332, dated July 30, 1993). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were Lessees that operated within the leasehold from December 28, 1995 to December 17, 2003 (Assignment of HA Lease 22-002332, dated December 28, 1995). The nature of the operation is described as, "Lessee shall have use of the Property only for the specified purposes of maintaining finger floats, docks, and fixed piles to provide vessel moorage for a privately-owned and operated marina, and for

no other purpose whatsoever" (HA Lease 22-002332, dated July 30, 1993). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Seven J's Investment, was a Lessee that operated within the leasehold from December 18, 2003 to October 31, 2004 (Assignment of HA Lease 22-002332, dated 12/18/2003). The nature of the operation is described as, "Lessee shall have use of the Property only for the specified purposes of maintaining finger floats, docks, and fixed piles to provide vessel moorage for a privately-owned and operated marina, and for no other purpose whatsoever" (HA Lease 22-002332, dated July 30, 1993). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Seven J's Investment, was a Lessee that operated within the leasehold from November 1, 2004 to May 27, 2014 (HA Lease 22-A02332, dated February 25, 2005). The nature of the operation is described as, "Tenant shall use the Property for recreational and commercial vessel moorage and a marine pump out facility (the "Permitted Use") and for no other purpose" (HA Lease 22-A02332, dated February 25, 2005). On August 6, 2009, a DNR Land Manager (Lindie Schmidt) noticed a defective City of Bremerton stormwater pipe, located within the leasehold and under a staircase to the beach. The Land Manager goes on to describe, "that during major rain events there can be oil sheens from the stormwater pipe" (Email by Lindie Schmidt to be placed in file 22-A02332, "Memo to File", dated August 6, 2009). A photograph, dated August 6, 2009 of the defective stormwater pipe has been placed in lease jacket 22-0A02332, 2 of 3.

Bridgeview Marina Inc., is a Lessee that has operated within the leasehold from May 28, 2014 to present (Involuntary Assignment of HA Lease 22-A02332, dated May 28, 2014). The nature of the operation is described as, "Tenant shall use the Property for recreational and commercial vessel moorage and a marine pump out facility (the "Permitted Use") and for no other purpose" (HA Lease 22-A02332, dated February 25, 2005). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property while Bridgeview Marina Inc. has been the holder of this lease.

City of Bremerton Leases and Easements

City of Bremerton, was a Lessee that operated within the leasehold from August 9, 1938 to August 8, 1948 (Application 22-001169/HA Lease 1140). The nature of the operation is described as, "for a 12" cast iron storm water outfall, which is buried in the beach, also for the installation of a pump station" (Application for HA Lease 1140, dated May 11, 1938). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property while the City of Bremerton has been the holder of this lease.

City of Bremerton, was a Lessee that operated within the leasehold from August 9, 1948 to August 8, 1958 (Application 22-001460/HA Lease 1421). The nature of the operation is described as, "sewer pipe lines" (Application for HA Lease 1421, dated December 8, 1948). DNR has no record of a hazardous substance, pollutant, or contaminant release or

threat of release at or from the Property while the City of Bremerton has been the holder of this lease.

City of Bremerton, was a Lessee that operated within the leasehold from November 1, 1983 to March 20, 1985 (HA Lease 22-002604 and Commissioner's Order, dated March 20, 1985). The nature of the operation is described as, "storm sewer outfall" (Application for HA Lease 22-002604, received by DNR on October 13, 1983). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property while the City of Bremerton has been the holder of this lease.

City of Bremerton, is a Lessee/Grantee that has been the holder of this easement from March 1, 1986 to present (HA Lease 22-002655 in the process of becoming 51-095956). The nature of the operation is described as, "installation, operation and maintenance of a waste outfall" and "replace existing combined sewer outfall" (HA Lease 22-002655 and Application for HA Lease 22-002655). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property while the City of Bremerton has been the holder of this lease.

City of Bremerton, is a Grantee that has held this easement from October 28, 1983 to present (Easement 51-045730). The nature of the operation is for, "an easement for right of way for the construction, operation, use and maintenance of a sanitary sewer line..." (Easement 51-045730). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this Easement.

City of Bremerton, is a Grantee that has held this easement from March 22, 1985 to present (Easement 51-046322). The nature of the operation is for, "an easement for right of way for the construction, operation, use and maintenance of storm sewer outfall..." (Easement 51-046322). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this Easement.

Derelict Vessel Removal Program vessel removal

In 2005, Global Diving & Salvage, Inc. (Global), removed three derelict vessels from the Property (email dated 6/2/2005 From Melissa Montgomery to Rufino Ignacio, subject DV removal contract—Port Washington narrows). The names of the three vessels are unknown but the scope of work for their removal lists the contractor as responsible for the disposal of any hazardous materials found onboard (Request for Proposals, dated May 6, 2005). The vessel removal and disposal proposal for the three vessels listed, "Lead in paint" being disposed of at the Eastmont Recycling Center; diesel fuel or gasoline, "fuel found onboard the vessel will be pumped into hazmat barrels before the vessels are transferred to the landfill; and, "any batteries found will be transloaded into overpacks and disposed of at Eastmont Recycling Center" (Proposal Removal and Disposal of Three or Four Vessels at Port Washington Narrows, May 20, 2005). It is not clear the types or quantities of hazardous materials disposed of, if any.

In addition to the three vessels, a larger vessel named *Ked* was removed by Global from the Property. The *Ked* contained oil and other hazardous waste which was removed by

Global Diving & Salvage. Estimated 47,000 gallons of contaminated water & oil, 15 marine batteries and 5 gallons of paint and soap were removed by Global from the *Ked* (email dated 10/18/2005 from Melissa Montgomery DNR to thursrlt@dfw.wa.gov, subject *Ked*.)

24. Please describe the years of use, purpose, quantity, and duration of any application of pesticides or herbicides on each Property during the period of investigation (1930 – present). Provide the brand name of all pesticides or herbicides used.

24. Property: all harbor area and marine bedlands within the, “Initial Study Area – Sediments.”

DNR possesses no record of applying pesticides or herbicides on the Property. DNR has no knowledge regarding the day-to-day operations conducted by its current and former Lessees, therefore DNR has no knowledge of its lessees applying pesticides or herbicides.

25. Describe how wastes transported off the Property for disposal are and ever were handled, stored, and/or treated prior to transport to the disposal facility.

In 2005, Global Diving & Salvage, Inc. (Global), removed three derelict vessels from the Property (email dated 6/2/2005 From Melissa Montgomery to Rufino Ignacio, subject DV removal contract—Port Washington narrows). The names of the three vessels are unknown but the scope of work for their removal lists the contractor as responsible for the disposal of any hazardous materials found onboard (Request for Proposals, dated May 6, 2005). The vessel removal and disposal proposal for the three vessels listed, “Lead in paint” being disposed of at the Eastmont Recycling Center; diesel fuel or gasoline, “fuel found onboard the vessel will be pumped into hazmat barrels before the vessels are transferred to the landfill; and, “any batteries found will be transloaded into overpacks and disposed of at Eastmont Recycling Center” (Proposal Removal and Disposal of Three or Four Vessels at Port Washington Narrows, May 20, 2005). It is not clear the types or quantities of hazardous materials disposed of, if any.

In addition to the three vessels, a larger vessel named *Ked* was removed by Global from the Property. The *Ked* contained oil and other hazardous waste which was removed by Global Diving & Salvage. Estimated 47,000 gallons of contaminated water & oil, 15 marine batteries and 5 gallons of paint and soap were removed by Global from the *Ked* (email dated 10/18/2005 from Melissa Montgomery DNR to thursrlt@dfw.wa.gov, subject *Ked*.)

Marina site inspection reports dated 2010-2014 (see Question #25 file) mention efforts by the marina to remove derelict vessels and houseboat, but there are no details of what was removed, by whom, when, or the removal methods used.

Monica Shoemaker, DNR Natural Resource Specialist 3, confirmed that no DNR Restoration Program led creosote removal has occurred in this area.

2017 RIFS Work Plan provides specifics on how the 2010 and 2013 TCRA were implemented, and how wastes were handled, stored, treated and/or transported off the Property.

A Consent for Access agreement was signed between DNR and EPA in 2010, and then an updated agreement was signed in 2012 allowing access to EPA and "persons acting at the request of EPA including officers, employees, agents, contractors, and authorized representative of Cascade Natural Gas Corporation." These agreements gave these persons the authorization to handle, store, treat and/or transport hazardous materials off the property. DNR has received documents and commented on them, but has not directed operations in any way.

A Tolling Agreement was signed in 2016 between Cascade Natural Gas and DNR that allowed Cascade to implement the TCRAs and RIFS work.

26. Has Respondent ever arranged for disposal or treatment or arranged for transportation for disposal or treatment of materials to any Property (including the Port Washington Narrows) within the Investigation Area? If so, please identify every Property that Respondent's materials were disposed or treated at in the Investigation Area. In addition, identify:
- a. the persons with whom the Respondent made such arrangements;
 - b. every date on which Respondent made such arrangements;
 - c. the nature, including the chemical content, characteristics, physical state (e.g., solid, liquid), and quantity (volume and weight) of all materials involved in each such arrangement;
 - d. in general terms, the nature and quantity of the non- hazardous materials involved in each such arrangement;
 - e. in general terms, the nature and quantity of any hazardous materials involved in each such arrangement;
 - f. the owner of the materials involved in each such arrangement, if not Respondent;
 - g. all tests, analyses, analytical results or manifests concerning each hazardous material involved in such transactions;
 - h. the address(es) for each Property, precise locations at which each material involved in such transactions actually was disposed or treated;
 - i. the owner or operator of each facility at which hazardous or non-hazardous materials were arranged to be disposed at within the Investigation Area;

- j. who selected the location to which the materials were to be disposed or treated;
- k. who selected the Property as the location at which hazardous materials were to be disposed or treated; and
- l. any records of such arrangement(s) and each shipment.

DNR has not arranged for the disposal or treatment, or arranged for the transportation for disposal or treatment, of materials to any Property (including the Port Washington Narrows) within the Investigation Area.

27. Describe the plants and other buildings or structures where Respondent carried out its operations at each Property within the Investigation Area (excluding locations where ONLY clerical/office work was performed).

27. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR completed one Derelict Vessel Removal Program project. DNR has carried out no operations at the Property. DNR is not an operator of the authorizations it has issued and does not have knowledge of the day-to-day operations conducted by its current and former Lessees/Grantees.

28. Provide a schematic diagram or flow chart that fully describes and/or illustrates the Respondent's operations on each Property.

28. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR completed one Derelict Vessel Removal Program project. DNR has carried out no operations at the Property. A copy of Vessel Removal Contract No. 05-383 has been provided in order to describe the nature of the derelict vessel removal.

DNR is not an operator of the authorizations it has issued and does not have knowledge of the day-to-day operations conducted by its current and former Lessees/Grantees.

29. Provide a brief description of the nature of Respondent's operations at each location on each Property including:
- a. the date such operations commenced and concluded; and
 - b. the types of work performed at each location, including but not limited to the industrial, chemical, or institutional processes undertaken at each location.

29. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR completed one Derelict Vessel Removal Program project. DNR has carried out no operations at the Property. DNR is not an operator of the authorizations it has issued and does not have knowledge of the day-to-day operations conducted by its current and former Lessees/Grantees.

Derelict Vessel Removal Program vessel removal

In 2005, Global Diving & Salvage, Inc. (Global), removed three derelict vessels from the Property (email dated 6/2/2005 From Melissa Montgomery to Rufino Ignacio, subject DV removal contract—Port Washington narrows). The names of the three vessels are unknown but the scope of work for their removal lists the contractor as responsible for the disposal of any hazardous materials found onboard (Request for Proposals, dated May 6, 2005). The vessel removal and disposal proposal for the three vessels listed, "Lead in paint" being disposed of at the Eastmont Recycling Center; diesel fuel or gasoline, "fuel found onboard the vessel will be pumped into hazmat barrels before the vessels are transferred to the landfill; and, "any batteries found will be transloaded into overpacks and disposed of at Eastmont Recycling Center" (Proposal Removal and Disposal of Three or Four Vessels at Port Washington Narrows, May 20, 2005). It is not clear the types or quantities of hazardous materials disposed of, if any.

In addition to the three vessels, a larger vessel named *Ked* was removed by Global from the Property. The *Ked* contained oil and other hazardous waste which was removed by Global Diving & Salvage. Estimated 47,000 gallons of contaminated water & oil, 15 marine batteries and 5 gallons of paint and soap were removed by Global from the *Ked* (email dated 10/18/2005 from Melissa Montgomery DNR to thursrlt@dfw.wa.gov, subject *Ked*.)

30. If the nature or size of Respondent's operations changed over time, describe those changes and the dates they occurred.

30. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR completed one Derelict Vessel Removal Program project. DNR has carried out no operations at the Property. DNR is not an operator of the authorizations it has issued and does not have knowledge of the day-to-day operations conducted by its current and former Lessees/Grantees.

Derelict Vessel Removal Program vessel removal

In 2005, Global Diving & Salvage, Inc. (Global), removed three derelict vessels from the

Property (email dated 6/2/2005 From Melissa Montgomery to Rufino Ignacio, subject DV removal contract—Port Washington narrows). The names of the three vessels are unknown but the scope of work for their removal lists the contractor as responsible for the disposal of any hazardous materials found onboard (Request for Proposals, dated May 6, 2005). The vessel removal and disposal proposal for the three vessels listed, "Lead in paint" being disposed of at the Eastmont Recycling Center; diesel fuel or gasoline, "fuel found onboard the vessel will be pumped into hazmat barrels before the vessels are transferred to the landfill; and, "any batteries found will be transloaded into overpacks and disposed of at Eastmont Recycling Center" (Proposal Removal and Disposal of Three or Four Vessels at Port Washington Narrows, May 20, 2005). It is not clear the types or quantities of hazardous materials disposed of, if any.

In addition to the three vessels, a larger vessel named *Ked* was removed by Global from the Property. The *Ked* contained oil and other hazardous waste which was removed by Global Diving & Salvage. Estimated 47,000 gallons of contaminated water & oil, 15 marine batteries and 5 gallons of paint and soap were removed by Global from the *Ked* (email dated 10/18/2005 from Melissa Montgomery DNR to thursrslt@dfw.wa.gov, subject *Ked*.)

31. List the types of raw materials used in Respondent's operations, the products manufactured, recycled, recovered, treated, or otherwise processed in these operations.

Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR completed one Derelict Vessel Removal Program project. DNR has carried out no operations at the Property. DNR is not an operator of the authorizations it has issued and does not have knowledge of the day-to-day operations conducted by its current and former Lessees/Grantees. This question does not apply to DNR.

32. Provide copies of Material Safety Data Sheets (MSDS) for materials used in the Respondent's operations.

Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR completed one Derelict Vessel Removal Program project. DNR has carried out no operations at the Property. DNR is not an operator of the authorizations it has issued and does not have knowledge of the day-to-day operations conducted by its current and former Lessees/Grantees. This question does not apply to DNR.

33. Describe the cleaning and maintenance of the equipment and machinery involved in these operations, including but not limited to:
- a. the types of materials used to clean/maintain this equipment/machinery;
 - b. the monthly or annual quantity of each such material used;
 - c. the types of materials spilled in Respondent's operations;
 - d. the materials used to clean up those spills;
 - e. the methods used to clean up those spills; and
 - f. where the materials used to clean up those spills were disposed of.

33. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR completed one Derelict Vessel Removal Program project. DNR has carried out no operations at the Property. DNR is not an operator of the authorizations it has issued and does not have knowledge of the day-to-day operations conducted by its current and former Lessees/Grantees. This question does not apply to DNR.

34. Describe the methods used to clean up spills of liquid or solid materials during Respondent's operation.

34. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR completed one Derelict Vessel Removal Program project. DNR has carried out no operations at the Property. DNR is not an operator of the authorizations it has issued and does not have knowledge of the day-to-day operations conducted by its current and former Lessees/Grantees. This question does not apply to DNR.

35. For each type of waste (including by-products) from Respondent's operations, including but not limited to all liquids, sludges, and solids, provide the following information:
- a. its physical state;
 - b. its nature and chemical composition;
 - c. its color;
 - d. its odor;
 - e. the approximate monthly and annual volumes of each type of waste (using such measurements as gallons, cubic yards, pounds, etc.); and

- f. the dates (beginning & ending) during which each type of waste was produced by Respondent's operations.

35. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR completed one Derelict Vessel Removal Program project. DNR has carried out no operations at the Property. DNR is not an operator of the authorizations it has issued and does not have knowledge of the day-to-day operations conducted by its current and former Lessees/Grantees. This question does not apply to DNR.

36. Provide a schematic diagram that indicates which part of Respondent's operations generated each type of waste, including but not limited to wastes generated by cleaning and maintenance of equipment and machinery and wastes resulting from spills of liquid materials.

36. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR completed one Derelict Vessel Removal Program project. DNR has carried out no operations at the Property. DNR is not an operator of the authorizations it has issued and does not have knowledge of the day-to-day operations conducted by its current and former Lessees/Grantees. This question does not apply to DNR.

37. Identify all individuals who currently have and those who have had responsibility for Respondent's environmental matters (e.g. responsibility for the disposal, treatment, storage, recycling, or sale of Respondent's wastes). Also provide each individual's job title, duties, dates performing those duties, supervisors for those duties, current position or the date of the individual's resignation, and the nature of the information possessed by such individuals concerning Respondent's waste management.

37. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR completed one Derelict Vessel Removal Program project. Individual who had responsibility for Respondent's environmental matters:

Kyle Watson, Project Manager, Global Diving and Salvage, Inc.

DNR has carried out no operations at the Property. DNR is not an operator of the authorizations it has issued and does not have knowledge of the day-to-day operations conducted by its current and former Lessees/Grantees.

38. For each type of waste describe Respondent's contracts, agreements, or other arrangements for its disposal, treatment, or recycling.

38. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR completed one Derelict Vessel Removal Program project. DNR has carried out no operations at the Property. DNR is not an operator of the authorizations it has issued and does not have knowledge of the day-to-day operations conducted by its current and former Lessees/Grantees. This question does not apply to DNR.

39. Provide copies of such contracts and other documents reflecting such agreements or arrangements, including, but not limited to the following:

- a. state where Respondent sent each type of its waste for disposal, treatment, or recycling;
- b. identify all entities and individuals who picked up waste from Respondent or who otherwise transported the waste away from Respondent's operations (these companies and individuals shall be called "Waste Carriers" for purposes of this Information Request);
- c. if Respondent transported any of its wastes away from its operations, please so indicate;
- d. for each type of waste specify which Waste Carrier picked it up;
- e. indicate the ultimate disposal/recycling/treatment location for each type of waste;
- f. provide all documents indicating the ultimate disposal/recycling/treatment location for each type of waste; and
- g. state the basis for and provide any documents supporting the answer to the previous question.

39. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR completed one Derelict Vessel Removal Program project. DNR has carried out no operations at the Property. DNR is not an operator of the authorizations it has issued and does not have knowledge of the day-to-day operations conducted by its current and former Lessees/Grantees. This question does not apply to DNR.

40. Describe all wastes disposed by Respondent into Respondent's drains including but not limited to:
- a. the nature and chemical composition of each type of waste;
 - b. the dates on which those wastes were disposed;
 - c. the approximate quantity of those wastes disposed by month and year;
 - d. the location to which these wastes drained (e.g. septic system or storage tank at the Property, pre- treatment plant, Publicly Owned Treatment Works (POTW), etc.); and
 - e. whether and what pretreatment was provided.

40. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR completed one Derelict Vessel Removal Program project. DNR has carried out no operations at the Property. DNR is not an operator of the authorizations it has issued and does not have knowledge of the day-to-day operations conducted by its current and former Lessees/Grantees. This question does not apply to DNR.

41. Identify any sewage authority or treatment works to which Respondent's waste was sent.

41. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR completed one Derelict Vessel Removal Program project. DNR has carried out no operations at the Property. DNR is not an operator of the authorizations it has issued and does not have knowledge of the day-to-day operations conducted by its current and former Lessees/Grantees. This question does not apply to DNR.

42. Describe all settling tank, septic system, or pretreatment system sludges or other treatment wastes resulting from Respondent's operations.

42. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR completed one Derelict Vessel Removal Program project. DNR has carried out no operations at the Property. DNR is not an operator of the authorizations it has issued and

does not have knowledge of the day-to-day operations conducted by its current and former Lessees/Grantees. This question does not apply to DNR.

43. If applicable, describe the facilities, processes and methods Respondent or Respondent's contractor used, and activities engaged in, either currently or in the past, related to ship building, retrofitting, maintenance or repair, including, but not limited to, dry-docking operations, tank cleaning, painting and re-powering.

43. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR completed one Derelict Vessel Removal Program project. DNR has carried out no operations at the Property. DNR is not an operator of the authorizations it has issued and does not have knowledge of the day-to-day operations conducted by its current and former Lessees/Grantees. This question does not apply to DNR.

44. Describe any hazardous substances, wastes, or materials used or generated by the activities described in response to the previous Question and how these hazardous substances, materials and wastes were released or disposed of.

44. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR completed one Derelict Vessel Removal Program project. DNR has carried out no operations at the Property. DNR is not an operator of the authorizations it has issued and does not have knowledge of the day-to-day operations conducted by its current and former Lessees/Grantees. This question does not apply to DNR.

45. Provide copies of any records you have in your possession, custody or control relative to the activities described in response to the previous two Questions.

45. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR completed one Derelict Vessel Removal Program project., DNR has carried out no operations at the Property. DNR is not an operator of the authorizations it has issued and does not have knowledge of the day-to-day operations conducted by its current and former Lessees/Grantees. This question does not apply to DNR.

46. Describe any process or activity conducted on a Property identified in response to Question 4 involving the acquisition, manufacture, use, storage, handling, disposal or release or threatened release of products or by-products of Manufactured Gas Plants (“MGP(s)”).

46. Property: all harbor area and marine bedlands within the, “Initial Study Area – Sediments.”

The 2010 and 2013 TCRAs were conducted in relation to releases of suspected MGP products that negatively impacted DNR-managed property within the investigation area. DNR has thoroughly reviewed their records related to the Investigation Area and did not find reference to a release that occurred on the Property. The only release of MGP product and/or by-product identified by DNR to date was that found during the initial 2008 Brownfield Assessment which in turn led to the 2010 and 2013 TCRAs and the subsequent 2017 RIFS Work Plan.

DNR managed various leases for docks and/or pipelines within the Property, some of which may have been used for the transport and handling of MGP products by lessees on and/or from their upland properties (see historical section of 2017 RIFS Work Plan). DNR has found no record of MGP management within DNR issued use authorizations—they show no record of any disposal, release or threatened release of products or by-products of Manufactured Gas Plants (MGP(s)) on the Property.

Question #47 includes a list of DNR issued authorizations that mention the transport of oil and/or fuel related products or evidence that they may have been affiliated with this type of use.

47. For each process or activity identified in response to the previous Question, describe the dates and duration of the activity or process and the quantity and type of products or by-products of MGPs.

47. Property: all harbor area and marine bedlands within the, “Initial Study Area – Sediments.”

This answer describes operational activities by DNR’s lessees as described in their use authorizations. DNR is not and was not an operator of these authorizations and does not have knowledge of the day-to-day operations conducted by its current and former Lessees/Grantees, including the specific dates and duration of the activities or processes, and the quantity and type of products or by-products handled at these leaseholds, including MGPs related materials.

The operations as described in the DNR issued authorizations are listed below.

Tide Water Oil/Philips Petroleum Lease Area

Petroleum Navigation Co., was a Lessee that operated within the leasehold from September 20, 1946 to March 7, 1948 (Assignment of 22-001364, HA Lease 1348, dated September 20, 1946). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. Harbor Area lease 1348 states, "...for the purpose of building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce..." DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Tide Water Associated Oil Co., was a Lessee that operated within the leasehold from March 8, 1948 to May 7, 1956 (Assignment of 22-001364, HA Lease 1348, dated March 8, 1948). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. Harbor Area lease 1348 states, "...for the purpose of building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce..." DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Tide Water Associated Oil Company (name change to **Tidewater Oil Company**), was a Lessee that operated within the leasehold from May 7, 1956 to September 15, 1956 (Application 22-001658, HA Lease 1615). The nature of the operation is, "Tidewater Associated Oil Company has oil and gasoline storage plant and other facilities on abutting uplands... Portion of dock are on desired H.A. This is a narrow structure supporting pipe line for unloading tankers and barges" (Inspector's Report, dated June 13, 1956). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Phillips Petroleum Company a Delaware Corporation, was a Lessee that operated within the leasehold from September 16, 1966 to May 6, 1966 (Assignment of 22-001658, HA Lease 1615 and Commissioners Order, dated September 16, 1966). The nature of the operation is unchanged since Tidewater Oil Company held the lease. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Philips Petroleum Company a Delaware Corporation, was a Lessee that operated within the leasehold from May 7, 1966 to July 18, 1975 (HA Lease 22-002027). The nature of the operation is to receive petroleum products and as a mooring facility (Report of Engineer, dated June 8, 1966). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Richfield Oil Lease Area

Richfield Oil Company sublease under application 22-001074 (Harbor Area Lease 1044) – On January 10, 1942, (b) (6) subleased to Richfield Oil Corporation for a tenancy to last until October 31, 1954 (Sublease for HA 1044, dated January 10, 1942).

The nature of the operation was for an oil pipeline and a dock for the mooring of tank vessels (Sublease for HA 1044, dated January 10, 1942). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from November 1, 1944 to November 17, 1950 (Application 22-001362, HA Lease 1312). The nature of the operation was for a "T" shaped catwalk structure that supports two pipe lines, there was also a floating catwalk under the pipeline, "the under portion of the pipe catwalk is used for power craft mooring..." (Inspector's Report, dated March 14, 1945 and Report of Engineer, dated December 2, 1944). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were Lessees that operated within the leasehold from November 18, 1950 to October 28, 1952 (Assignment of HA Lease: Application 22-001362, HA Lease 1312, dated November 18, 1950). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. Harbor Area lease 1312 states, "...for the purpose of building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce..." However, it is likely a continuation of (b) (6) use. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from October 29, 1952 to October 31, 1954 (Assignment of HA Lease: Application 22-001362, HA Lease 1312, dated October 29, 1952). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. However, it is likely a continuation of (b) (6) use. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were Lessees that operated within the leasehold from November 1, 1954 to October 31, 1964 (Application 22-001584, HA Lease 1548). The nature of the operation was, "for the purpose of maintaining a small boat moorage, marine railway and other structures for the convenience of navigation and commerce..." (Application 22-001584 and Report of Engineer, dated August 9, 1954). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Richfield Oil Corporation, was a Lessee that operated within the leasehold from November 1, 1954 to October 31, 1964 (Application 22-001584, HA Lease 1553). The nature of the operation was for an, "oil dock" (Application 22-001584 and Report of Engineer, dated August 9, 1954). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were Lessee that operated within the leasehold from November 11, 1964 (HA Lease 22-001974). The nature of the operation was for a small boat moorage, known as Bremerton Marine Service (Report of Engineer, dated

January 13, 1965 and a Letter from (b) (6) to DNR, dated January 21, 1971). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were Lessees that operated within the leasehold from March 11, 1971 to October 31, 1974 (HA Lease 22-001974). The nature of the operation is a continuation of the small boat moorage use (Letter from (b) (6) to DNR, received June 30, 1971). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Richfield Oil Corporation, was a Lessee that operated within the leasehold from November 1, 1964 to October 31, 1974 (HA Lease 22-001971). The nature of the operation was for an, "oil dock" (HA Application, dated September 10, 1964). A letter from (b) (6) to DNR describes the nature of the Richfield Oil Corporation operation in 1970 to be, "the Richfield Oil Co. has a dock with two pipelines running overhead for the unloading of fuel and gas from barges to their bulk plant on the uplands to the south of the Harbor Area (Letter from (b) (6) to DNR, dated August 14, 1970, located in the 22-002141 lease jacket). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from November 1, 1974 to August 1, 1993 (HA Lease 22-002332). The nature of the operation was, "the lessee shall have use of the leased premises for the purposes of building and maintaining wharves, docks and other structures for the convenience of navigation and commerce..."; the Harbor Area Application lists, "office and moorage floats" (HA Lease 22-002332 and Application for Harbor Area lease 22-002332, dated October 17, 1974). A Marine Land Inspection Report dated, August 29, 1974, names, (b) (6) & Arco" as lessee, which may indicate an Arco related use. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) **Lease Area**

(b) (6) was a Lessee that operated within the leasehold from March 26, 1946 to March 25, 1956 (Application 22-001363, HA Lease 1342). The nature of the operation was for, "a boat house and marine ways..." and, "pile and timber walkway and float" (Report of Engineer, dated November 30, 1945). A letter describes the operation, "moorage for boat repairing...boat building business... marine rail way and a repair float" (letter from (b) (6) to Commissioner of Public Lands, dated March 17, 1949). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from March 26, 1956 to March 25, 1966 (Application 22-001659, HA Lease 1625). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. However, it is likely a continuation of the use in Harbor Area lease 1342. DNR

has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from March 26, 1966 to May 27, 1970 (HA Lease 22-002018). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. A Report of Engineer, dated June 8, 1966 describes, "no improvements on the desired lands" and an Inspector's Report, dated, June 28, 1966, describes, "there are four pilings and two rafts on this harbor area." The harbor area lease itself states, "...for the purpose of building and maintaining upon the above described harbor area, wharves, docks and other structures for the convenience of navigation and commerce..." (HA Lease 22-002018). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

G. D. R. Associates, was a Lessee that operated within the leasehold from May 28, 1970 to March 23, 1972 (Assignment of HA Lease 22-002018, dated May 28, 1970). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold. However, it is likely a continuation of the use when (b) (6) held the lease. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Gas Works Dock Lease Area

The Western Gas And Utilities Corporation, was a Lessee that operated within the leasehold from November 25, 1930 to October 15, 1931 (Application 22-000952, HA Lease 935). The nature of the operation was for a, "dock" (Application 22-000952, HA Lease 935). The dock is used for the delivery of coal and oil (letter from the Western Gas Company of Washington to the Department of Public Lands, dated November 6, 1930). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

The Western Gas Co. of Washington, was a Lessee that operated within the leasehold from October 16, 1931 to November 24, 1945 (Assignment of HA Lease 935, dated October 16, 1931, Application 22-000952). The nature of the operation is described in a letter from the Western Gas Company of Washington to the Department of Public Lands, dated November 6, 1930, "This line of pile will extend at right angles to the shore line approximately one hundred and twenty-five feet into the bay, and is so constructed for the purpose of supporting a three inch pipe line for unloading oil. In addition, two dolphins will be driven next to the row of pile for making fast the scows delivering coal and oil." DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

The Western Gas Co. of Washington, was a Lessee that operated within the leasehold from November 25, 1945 to February 10, 1959 (Application 22-001386, HA Lease 1352, and Commissioner's Order, dated February 10, 1959). The nature of the operation is to, "load and unload at the gas company plant..." and, "improvements on the harbor area consists of a dock and pipe lines..." (HA Lease Application 22-001386, dated June 10, 1946 and Report of Engineer, July 13, 1946). A letter from (b) (6) to DNR

describes the Western Gas Company operation as, "...for the purpose of maintaining a barge unloading operation. Their gas manufacturing plant was directly above their harbor Lease and they brought in barges of coal and offloaded it to a coal yard on the bank above the barges" (Letter from (b) (6) to DNR, dated August 14, 1970, located in the 22-002141 lease jacket). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) sublease under Application 22-001386 (Harbor Area Lease 1352) – On October 18, 1950, Western Gas Company of Washington subleased to Helen B. Bresnan for a term lasting from October 18, 1950 to November 25, 1960 (Sublease for HA 1352, dated October 18, 1950). The nature of the operation under this sublease is not clear from the records in the 22-001386 (Harbor Area lease 1352) lease jacket. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from December 8, 1959 to December 7, 1969 (HA Lease 22-001783). The nature of the operation is described in the Application for Lease of Harbor Area dated, May 12, 1959, as a "bulk plant site." The harbor area lease itself describes the purpose as, "building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce..." (HA Lease 22-001783). An Inspector's Report, dated September 24, 1959, states, "Western Gas Company has discontinued the production of gas on the site, so no longer need the harbor area lease." The same Inspector's Report goes on to explain, "...the applicant is now the Richfield Oil Co. distributor and desires the lease to enable him to install a new Bulk Plant..." DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from December 8, 1969 to January 8, 1976 (HA Lease 22-002141). The nature of the operation as described in the harbor area lease, "for the purpose of building and maintaining upon the above described harbor area, wharves, docks, and other structures for the convenience of navigation and commerce" (HA Lease 22-002141). A 1970 letter describes the nature of the operation, "this harbor Lease was acquired from them by a (b) (6) who had (b) (6) ... He has not made any use of the area at any time, although he has had the lease for over ten years. It is just there the same as it was at the time he acquired it" (Letter from (b) (6)

(b) (6) to DNR, dated August 14, 1970, located in the 22-002141 lease jacket). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were a Lessee that operated within the leasehold from January 9, 1976 to December 7, 1979 (Assignment of HA Lease 22-002141, dated January 9, 1976). The records in the lease jacket do not contain information that describe any type of operation taking place within this leasehold. DNR

has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) were a Lessee that operated within the leasehold from December 8, 1979 to June 12, 1983 (HA Lease 22-002523). The nature of the operation within this harbor area lease is for a, "Marina-Boat Moorage" (Application to Lease HA 22-002523, dated December 12, 1979). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Lent's Inc. Lease Area

Ernest B. Lent, Theodore Blomberg and Harold D. Lent were Lessee that operated within the leasehold from February 6, 1942 to January 24, 1948 (Assignment of HA Lease 1123, dated February 6, 1942, Application 22-001156). The lease jacket contains no records that specifically describe the nature of the operation within during the time Ernest B. Lent, Theodore Blomberg and Harold D. Lent operated within the leasehold. However, it is likely a continuation of (b) (6) use (this has not been confirmed). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Ernest B. Lent, Harold D. Lent and Theodore Blomberg, were Lessee that operated within the leasehold from January 25, 1948 to December 20, 1953 (Application 22-001432, HA Lease 1393). The nature of the operation is described as, "docking facilities for oil barges and pipe line leading to our diesel and stove oil storage tanks which are situated on the adjacent property" (Application 22-001432). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Lent's Inc., was a Lessee that operated within the leasehold from December 21, 1953 to January 24, 1958 (Assignment of HA Lease 1393, December 21, 1953, Application 22-001432). The nature of the operation is described as, "docking facilities for oil barges and pipe line leading to our diesel and stove oil storage tanks which are situated on the adjacent property" (Application 22-001432). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Lent's Incorporated, was a Lessee that operated within the leasehold from January 25, 1958 to January 24, 1968 (Application 22-001717, HA Lease 1675). The nature of the operation is an, "Oil barge facilities-dock and pipeline leading to our storage tanks" (Application 22-001717, dated February 17, 1958). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Lent's Inc., was a Lessee that operated within the leasehold from January 25, 1968 to January 24, 1978 (HA Lease 22-002071). The nature of the operation is an, "oil barge docking facility" (Application for HA Lease 22-002071, dated December 27, 1967).

DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Lent's Inc., was a Lessee that operated within the leasehold from January 25, 1978 to March 9, 1981 (HA Lease 22-002452). The nature of the operation is described as, "oil barge docking facility" and the improvements are described as, "dock and pipeline" (Application for HA Lease 22-002452, dated December 7, 1971). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Service Fuel Co., Inc., was a Lessee that operated within the leasehold from March 10, 1981 to January 25, 1988 (Assignment of HA Lease 22-002452, dated March 10, 1981). The nature of the operation is the same use as when Lent's Inc. held the lease. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Wilkins Distributing Company, Inc., was a Lessee that operated within the leasehold from January 25, 1988 to November 18, 1996 (HA Lease 22-002716). The nature of the operation is described as, "commercial – fuel barges" (Application for HA Lease 22-002716). The lease jacket contains a letter that describes the operation as, "They refurbished an existing wooden dock and used the dock for off-loading fuel oil (heating oil, equivalent to diesel #1) from barges. In 1993, all transfer piping was removed and Wilkins ceased operations on the property" (letter from GeoScience Management, Inc. to DNR, dated November 18, 1996). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease. The letter from GeoScience Management, Inc. to DNR, dated November 18, 1996, also states, "During the lease period, Wilkins did not have any documented or reported release of fuel at or in the vicinity of the dock."

General Petroleum Lease Area

General Petroleum Corporation of California, was a Lessee that operated within the leasehold from December 16, 1942 to May 5, 1943 (Assignment of HA Lease 1124, December 16, 1942, and Commissioner's Order, dated May 5, 1943). The lease jacket contains no records that specifically describe the nature of the operation within the leasehold while General Petroleum Corporation held the lease. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

General Petroleum Corporation of California, was a Lessee that operated within the leasehold from March 18, 1943 to March 17, 1953 (Application 22-001309/HA Lease 1280). The nature of the operation is described as, "construct dock for handling petroleum products" (Application for HA Lease 1280, dated October 14, 1942). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

General Petroleum Corporation, was a Lessee that operated within the leasehold from March 18, 1953 to March 17, 1963 (Application 22-001555/HA Lease 1507). The nature

of the operation is described as, "loading and unloading of petroleum products over applicants dock and approach" (Application for HA Lease 1507, dated February 27, 1953). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Socony Mobil Oil Company Inc. (name changed to **Mobil Oil Corporation**), was a Lessee that operated within the leasehold from March 18, 1963 to April 7, 1972 (HA Lease 22-001920 and Commissioner's Order, dated, April 7, 1972). The nature of the operation is described as, "said Lease was entered into for the purpose of loading and unloading petroleum products over our dock and approach. The improvements consisted of one 72' x 18' dock w/8' x 144' approach w/two 4" pipelines and connectings for loading and unloading petroleum products" (letter from Mobil Oil Corporation to DNR, dated March 13, 1972). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

Bridgeview Marina Lease Area

(b) (6) was a Lessee that operated within the leasehold from November 1, 1974 to January 27, 1976 (HA Lease 22-002332, dated April 29, 1975). The nature of the operation is a private marina (Application for HA Lease 22-002332, October 17, 1974). A Marine Land Inspection Report dated, August 29, 1974, names, (b) (6) & Arco" as lessee, which may indicate an Arco related use. DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

(b) (6) was a Lessee that operated within the leasehold from January 28, 1976 to May 31, 1976 (Involuntary Assignment of HA Lease 22-002332, dated January 28, 1976). The nature of the operation is a private marina (Application for HA Lease 22-002332, dated October 17, 1974). DNR has no record of a hazardous substance, pollutant, or contaminant release or threat of release at or from the Property during the life of this lease.

The only other records DNR has involving the acquisition, manufacture, use, storage, handling, disposal, release or threatened release of products or by-products of Manufactured Gas Plants ("MGP(s)") on or adjacent to the Property are those provided by EPA as a result of the initial *2008 Brownfield Assessment* which in turn led to the 2010 and 2013 TCRAs and the subsequent *2017 RIFS Work Plan*.

48. For each process or activity identified in response to the previous two Questions, identify the location of the process or activity on the property.

48. See "Exhibit A" and or Property Description of each lease listed under response to question #47 for locations and/or descriptions of facilities within leasehold and/or easement. As stated in previous responses, these use-authorizations do not provide

specifics regarding any processes or activities on the property other than uses listed in response to question #47.

Section 5.0 Regulatory Information

49. Identify all federal, state and local authorities that regulated the owner or operator of each Property and/or that interacted with the owner or operator of each Property. Your response is to address all interactions and in particular all contacts from agencies/departments that dealt with health and safety issues and/or environmental concerns.

49. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

U.S. Department of the Environmental Protection Agency

The EPA has managed this site for the majority of the time and has corresponded with DNR throughout this process. The Department of Ecology managed this site for a period of time but it was removed from their management due to a lack of activity and the notice of release that led to the 2010 EPA managed TCRA (the USCG led initial efforts related to 2010 response until sheening ceased to occur and then EPA assumed management). See related correspondence in file related to this question which identifies topic as well as representatives assigned by EPA.

U.S. Army Corps of Engineers

Letter from War Department, Office of the District Engineer, Received by Department of Public Lands, dated October 26, 1945, regarding: Application has been received from (b) (6) for a War Department Permit to construct marine ways and pier...

Washington Department of Fish and Wildlife

Email from DNR to WDFW, dated 10/18/2005, regarding: Derelict Vessel Removal Program taking action against the vessel *Ked*.

WDFW provided comment on what permit requirements would be for proposed 2010 TCRAs.

Washington Department of Ecology

Letter from Department of Ecology to City of Bremerton, dated July 5, 1983, regarding: Shoreline Conditional Use Permit #590-14-1802 (#78-83).

The Department of Ecology's Spills Program was heavily involved in the initial response as a State representative when the USCG was leading this effort. Ecology collaborated closely with DNR during this period. See related correspondence in file related to this question which identifies topic as well as representatives assigned by Ecology.

Washington Department of Health (see ASTDR and file on correspondence)

A Public Health Assessment was drafted by DOH and completed under cooperation agreement with the Agency for Toxic Substances and Disease Registry (ATSDR) titled *Public Health Assessment Evaluation of Exposures to Contaminants in Soil, Sediments, and Groundwater, Bremerton Gasworks Superfund Site, Bremerton, Kitsap County, Washington DOH334-407 July 27, 2016*. Drafts were shared with DNR for comment. Comments were provided March 2013-see *SC_3-13ASTDR review* document in file.

They also provided a copy of *Letter Health Consultation, Bremerton Gasworks Superfund Site: Time-Critical Action of Sediments 2010 and 2013, Bremerton, Kitsap County, Washington DOH 334-406 December 12, 2016*.

Kitsap County

Kitsap County Health District

Letter from Kitsap County Health District to Port Washington Marina, dated June 16, 2005, regarding: Health District Compliance Inspection.

City of Bremerton

Letter from City of Bremerton to Port Washington Inc., dated May 26, 1983, regarding: actions taken by the City of Bremerton in regard to marina development.

United States Coast Guard

The USCG led the initial response to sheening report from the City of Bremerton-discovered while conducting 2008 Brownfield Assessment work. The USCG led the initial response until sheening had ceased and then handed off the site to the EPA. The EPA led TCRAs in 2010 and 2013 and on-going RIFS work. For related correspondence and documents provided to DNR see Question #49 file.

Department of Labor and Industries

Department of Archaeology and Historic Preservation

Letter from Office of Archaeology and Historic Preservation to D & D investments, dated December 17, 1981, regarding: evaluation of project for impacts to cultural resources.

50. Describe all occurrences associated with violations, citations, deficiencies, and/or accidents concerning each Property during the period being investigated related to health and safety issues and/or environmental concerns. Provide copies of all documents associated with each occurrence described.

50. No references were found regarding violations, citations, and/or accidents found in use authorization files.

Regarding environmental concerns:

Derelict vessels and submarine floats placed on the Property by Seskos without DNR's permission were removed by our Derelict Vessel Removal Program (DVRP). See DVRP file for notifications by DNR and regulating entities to Seskos and documentation on contracts for removal.

In 2005, Global Diving & Salvage, Inc. (Global), removed three derelict vessels from the Property (email dated 6/2/2005 From Melissa Montgomery to Rufino Ignacio, subject DV removal contract—Port Washington narrows). The names of the three vessels are unknown but the scope of work for their removal lists the contractor as responsible for the disposal of any hazardous materials found onboard (Request for Proposals, dated May 6, 2005). The vessel removal and disposal proposal for the three vessels listed, "Lead in paint" being disposed of at the Eastmont Recycling Center; diesel fuel or gasoline, "fuel found onboard the vessel will be pumped into hazmat barrels before the vessels are transferred to the landfill; and, "any batteries found will be transloaded into overpacks and disposed of at Eastmont Recycling Center" (Proposal Removal and Disposal of Three or Four Vessels at Port Washington Narrows, May 20, 2005). It is not clear the types or quantities of hazardous materials disposed of, if any.

In addition to the three vessels, a larger vessel named Ked was removed by Global from the Property. The Ked contained oil and other hazardous waste which was removed by Global Diving & Salvage. Estimated 47,000 gallons of contaminated water & oil, 15 marine batteries and 5 gallons of paint and soap were removed by Global from the Ked (email dated 10/18/2005 from Melissa Montgomery DNR to thursrlt@dfw.wa.gov, subject Ked.)

The 2010 NPDES for City of Bremerton outfalls in this area does reference environmental concerns. See info below regarding outfall status, pages that reference concerns, and reports that reference actions taken to address risks identified, monitor status, and efforts by DNR to further reduce risks posed by CSOs.

CSO OF-12 is a City of Bremerton owned combined sewer outfall (CSO) located within the Investigation Area on DNR-managed property at the end of Washington Street. This CSO is managed under DNR easement #22-002655 soon to be #51-095956 once draft is finalized and file transfer complete.

The Department of Ecology manages this CSO under *NPDES permit #WA-002928-9*. The 2010 NPDES Permit we have on file acknowledges that this outfall, as well as many others under this permit, needed to be redesigned to minimize CSO occurrences to less than once per year. Some key notes of reference on the 2010 NPDES includes Page.7-Jarpa info on CSO, P.50-CSO compliance requirements, P.62-67 Order on Consent and

description of CSO reduction plan to reduce events to no more than once per year. The 2016 City of Bremerton Annual CSO Progress Report reflects that 99% of their CSOs have been upgraded at the cost of approximately 50 million dollars-no CSO events were reported for this outfall for 2016 (see P.23 for further details).

Abby Barnes's September 8th, 2017 review memo for this outfall notes that: "OF-12 is one of 15 CSO outfalls associated with the Bremerton West & East Wastewater Treatment Plants and services the Anderson Cove basin, which encompasses a portion of northwest Bremerton, extending along the northwest shore of the narrows. The current outfall is a 24-inch reinforced concrete pipe (RCP) that extends approximately 120 feet from the shoreline waterward of Ohio Avenue, just north of East Anderson Cove Park. The outfall appears to occur entirely on SOAL and is buried at least three feet below the substrate to the approximate line of extreme low tide (-4.5 feet MLLW). The outfall continues on the sediment surface beyond this point and discharges at a depth of approximately -7 feet at MLLW. Sediments in the discharge location are primarily sand and cobble with some shell hash. The age and condition of this outfall are unknown. However, construction plans provided indicate that the outfall has been replaced since initial installation. These plans also indicate that the original 18-inch RCP pipe was abandoned in place when the 24-inch pipe was installed. The location of the abandoned pipe appears to be just west of the active outfall." "A series of projects intended to reduce the frequency and volume of overflows from OF-12 were completed in 1999. No overflows have been reported at CSO OF-12 since 2000". This report goes on to describe sediment sampling efforts taken at outlet of this outfall and provide recommendations on a plan of action to further monitor and reduce, if not eliminate, the risk of CSO impacts to SOAL: "DNR worked with the Department of Ecology and the current NPDES Permit manager to perform sediment sampling at several CSO outfall locations, including OF-12. Sampling was completed at three locations near CSO OF-12 in Summer 2015. Insufficient material was recovered from sampling location OF-12-2 to perform adequate chemical analysis. A second round of sediment sampling took place in Summer 2017 and included one location at OF- 12 to provide better quantification of chemicals of concern that may be present in sediments at this location. There are no documented sediment quality impairments in the vicinity of the outfall but several cleanup sites are located nearby, including Anderson Cove, Old Bremerton Gasworks, and Evergreen Park.

The operations and activities that once polluted these areas are now much more closely controlled and regulated with the goals of cleanup, restoration, and preservation. Although it is understood that this pursuit of restoration and protection is an ongoing process, it does seem that extreme actions will need to be made in order to finally put an end to pollution causing activities. It has been shown by the recent sampling events that the quality of the sediment is suffering. Poor sediment quality has a domino effect on the habit by then creating degrading benthic health and aquatic vegetation and therefore providing very little habitat for forage fish and shellfish.

EPA has developed nine minimum controls that NPDES permittees with combined sewer systems should implement as part of their program. The nine minimum control measures

are as follows:

1. Proper operation and maintenance
2. Maximum use of the collection system for storage
3. Review and modification of pretreatment requirements
4. Maximization of flow to the publically owned treatment works (POTW) for treatment
5. Prohibition of CSOs during dry weather
6. Control of solid and floatable materials in CSOs
7. Pollution prevention
8. Public notification of CSO occurrences and impacts
9. Monitoring on CSO impacts and efficacy of CSO controls. (See 59FR at 18691)

These measures are addressed in CSO communities' NPDES Annual CSO Reports. Often reporting on number 9 is vague, lacking relevant information, and not including the pertinent information needed. Under this control measure an analysis of how CSO events are affecting the community, habitat, and quality of impacted areas should be discussed, identifying the loss of natural resources in the affected areas. This reporting seldom discusses how CSO events are affecting the habitat and does not discuss the degradation of the environment, loss of recreation, or access to tribal fishing.

Recommendations:

It is the goal of the DNR Aquatics Outfall Program to restore and protect Puget Sound and to remove CSO pollution. The DNR Outfall Program recommends to develop a 10-year timeline with the City to reduce and ultimately eliminate any further CSO events at this outfall location and allow only stormwater discharge to occur. If timeline is not met and CSO events continue to occur, DNR reserves the right to request a natural resources damage evaluation. The evaluation would incorporate EPA minimum control measure number 9 and would include study questions such as (but not only):

- Total number of CSO events, frequency, and duration of CSOs for a specific receiving water body.
- Locations and designated uses of receiving water bodies.
- Water quality data for receiving water bodies and changes in water quality over a period of time.
- Water quality impacts directly related to CSO to include beach closing, floatables identified, wash-up episodes, fish kills, and natural resource degradation.
- Identify how the discharge of the combined sewer has closed shellfish harvesting areas and degraded forage fish habitat.

The new agreement should clearly outline the agreed upon timeline and an understanding that DNR will request further natural resources analysis in the area of CSO discharge."

There is no record in file of progress towards development of recommended timeline.

Here is a summary of 2015 sediment sampling from perspective of consultant from City: Bill Fox shared in an email to Abby Barnes dated February 26th, 2018:

- *"The 2015 sediment sampling results for outfalls in Port Washington Narrows included (1) sites that were unable to be sampled by the Ponar sampler due to hard and/or gravelly sediments, and (2) sediment samples where PQLs exceeded SQS:*
 - *All of the sites where samples were able to be collected and sent to the lab were either all gravel or mixed sand and gravel. In order to conduct chemical analysis the laboratory was forced to prepare dilutions of 5 or 10, which drove up the dry-weight PQLs.*
 - *A number of the sites had TOC below 0.5%, and per Ecology guidance were compared to dry-weight LAETs rather than carbon-normalized SQS. All these sites met LAETs.*
 - *Several sites had TOC in the 0.5% to 0.8%, but per Ecology guidance are to be carbon normalized and compared to SQS. Due to the elevated PQLs and carbon normalization with relatively low TOC, the carbon-normalized PQLs exceeded the SQS at several sites. All of these samples where carbon normalized PQLs exceeded SQS were non-detect. The dry weight PQLs at all of these sites met LAETs.*
 - *Ecology did not express concern over the Port Washington sample site results, though the City recognizes that additional sampling of those sites where carbon normalized PQL exceeded SQS is within Ecology's discretion and could be required in the next NPDES permit."*

SSAP Addendum Round II 2016 was developed to address Ecology and DNR's requirement for a second round of sampling to ensure SMS standards are not exceeded at these sites.

DNR does not have a copy of the 2017 sampling results.

CSO OF-11 Easement #51-046322 lies on SOAL at the end of High Avenue. This is an older, perpetual easement with limited language and therefore DNR has limited management authority over this outfall and its discharge. There is no specific information regarding upland drainage system and/or sediment sampling information in the file. This outfall is managed under NPDES #WA-002928-9. The 2010 NPDES Permit we have on file acknowledges that this outfall, as well as many others under this permit, needed to be redesigned to minimize CSO occurrences to less than once per year. The "2016 City of Bremerton Annual CSO Progress Report" we have on file reflects that 99% of their CSOs have been upgraded. It should be noted that this report states that the only CSO discharge events listed as occurring in 2016 were at this outfall-one releasing 59,740 gallons January 21st, 2016 and one releasing 2,461 gallons March 10th, 2016 (see P.23 for further details).

Agreement number 51-045730 is an underground sewer line under perpetual easement for a sanitary sewer line which runs along the inner harbor line. For Exhibit A/Survey information see pages 2-10 (current after relocation due to sloughing caused by marina dredging that raised environmental concern), 52-55 (original as-built), 65-76 (original

proposed)-see these drawings for specifics on location, nature/condition, date of construction, where and how connected to main trunk line.

There are no outfalls associated with this sewer line within the boundary of the Property.

Marina current lease number 22-A002332 (files 1-3).

Sewage is pumped to City sewer system-DNR does not have schematics that show details of these plumbing systems.

Site Inspection Reports identify house boats in marina in past but now removed and less than 10% current occupation by liveaboard residents. Exhibit B (see pages 33-38) does not provide specific BMPs for sewage management but does specify to follow operational BMPs in Department of Ecology's *Resource Manual for Pollution Prevention in Marinas*.

There is reference to, and a picture of, a relatively small stormwater outfall that is in a state of disrepair-this outfall is located under the stairs that lead to marina slips on SOAL. Marina site representative "Stephanie" noted during a 2009 site inspection conducted by Land Manager, Lindie Schmidt, that there can be oil sheens from the stormwater pipe during heavy rain events. We have not located documents in marina file that confirm what this outfall drains-parking lot (private and/or State owned), County outfall as manager references, or a City outfall.

The 2010 and 2013 TCRA were conducted in relation to upland releases of suspected MGP products that negatively impacted DNR-managed property within the investigation area. DNR has thoroughly reviewed their records related to investigation area and did not find reference to the concrete pipe that was removed in any of its lease jackets nor reference to a release that occurred on the property other than those identified by EPA led investigations summarized in *2017 RI/FS Work Plan*.

51. Provide a list of all local, state and federal environmental permits ever issued to the owner or operator on each Property (e.g., RCRA permits, NPDES permits, etc.). Please provide a copy of each federal and state permit, and the applications for each permit, ever issued to the owner or operator on each Property.

51. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

Hydraulic Project Approval, Permittee: Washington State Department of Natural Resources, Control Number: 101489-1, Issue Date: May 13, 2005, Project Name: Remove Derelict Vessels

Hydraulic Project Approval, Permittee: City of Bremerton, Log Number: 00-F1534-02, Date of Issue: March 4, 2002, Project Description: Remove and Dispose of Derelict Vessels...

Hydraulic Project Approval, Permittee: Washington State Department of Natural Resources, Control Number: 101489-2, Issue Date: August 31, 2005, Project Name: Remove Derelict Vessels.

Hydraulic Project Approval, Permittee: Washington State Department of Natural Resources, Control Number: 101489-2, Issue Date: June 2, 2005, Project Name: Remove Derelict Vessels.

Hydraulic Project Approval, Permittee: City of Bremerton, Log Number: 00-F1534-01, Date of Issue: January 18, 2002, Project Description: Remove and Dispose of Derelict Vessels...

Permit for Shoreline Management Substantial Development, Conditional Use or Variance, Permit No. 60-82, Administering Agency: City of Bremerton, Date 5/20/82.

City of Bremerton, Washington, Department Of Public Works Permit. No 564, Date: May 26, 1983.

Department Of The Army Corps Of Engineers, Notice Of Authorization. Issues to Port Washington, Inc., Permit Number 071-OYB-2-007820.

Department Of The Army Permit, Effective Date: October 5, 1983, Application No. 071-OYB-2-008828, Name of Applicant: City of Bremerton.

Department Of The Army Permit, Effective Date: October 3, 1983, Application No. 071-OYB-2-008826, Name of Applicant: City of Bremerton.

Permit for Shoreline Management Substantial Development, Conditional Use or Variance, Permit No. 78-83, Administering Agency: City of Bremerton, Date 5/16/83.

National Pollutant Discharge Elimination System Waste Discharge Permit No. WA002928-9, Permit No. WA-002928-9, Effective Date: October 1, 2006.

52. Did the owner or operator ever file a Hazardous Waste Activity Notification under the RCRA? If so, provide a copy of such notification.

52. No records of a release therefore no record of notification to DNR.

53. Did the owner or operator's facility on each Property ever have "interim status" under the RCRA? If so, and the facility does not currently have interim status; describe the circumstances under which the facility lost interim status.

53. No records found regarding facilities on the Property having "interim status" under RCRA.
54. Provide all RCRA Identification Numbers issued to Respondent by EPA or a state for Respondent's operations.
54. Does not apply
55. Identify all federal offices to which Respondent has sent or filed hazardous substance or hazardous waste information. State the years during which such information was sent/filed.

55. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."
DNR had no record of sending or filing hazardous substance or hazardous waste information with a federal office.
56. Identify all state offices to which Respondent has sent or filed hazardous substance or hazardous waste information. State the years during which such information was sent/filed.

56. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."
DNR had no record of sending or filing hazardous substance or hazardous waste information with a State office.
57. List all federal and state environmental laws and regulations under which Respondent has reported to federal or state governments, including but not limited to: Toxic Substances Control Act, 15 U.S.C. Sections 2601 et seq., (TSCA); Emergency Planning and Community Right-to-Know Act, 42 U.S.C. Sections 11001 et seq., (EPCRA); and the Clean Water Act (the Water Pollution Prevention and Control Act), 33 U.S.C. Sections 1251 et seq., Washington Hazardous Waste Management Act, Chapter 70.105 RCW, Washington Solid Waste Management Act, Chapter 70.95 RCW, Washington Water Pollution Control Act, Chapter 90.48 RCW. Provide copies of each report made, or if only oral reporting was required, identify the federal and state offices to which such report was made.

57. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR had no record of reporting to a federal or state government under any federal or state environmental law and regulation. However, DNR did voluntarily share information with EPA during the 2010 TCRA investigation.

58. Provide a copy of any registrations, notifications, inspections or reports required by the Toxic Substances Control Act, 15 USC § 2601 et seq., or state law, to be maintained or submitted to any government agency, including fire marshal(s), on any Property identified in response to Question 4.

58. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR has no such records.

59. Has Respondent or Respondent's contractors, lessees, tenants, or agents ever contacted, provided notice to, or made a report to the Washington Department of Natural Resources ("DNR") or any other state agency concerning an incident, accident, spill, release, or other event involving Respondent's leased state aquatic lands? If so, describe each incident, accident, spill, release, or other event and provide copies of all communications between Respondent or its agents and DNR or the other state agency and all documents that were exchanged between Respondent, its agents and DNR or other state agency.

59. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

On August 6, 2009, a DNR Land Manager (Lindie Schmidt) while inspecting the Seven J's Investment leasehold (HA Lease 22-A02332) noticed a defective City of Bremerton stormwater pipe, located within the leasehold and under a staircase to the beach. The Land Manager describes, "that during major rain events there can be oil sheens from the stormwater pipe" (Email by Lindie Schmidt to be placed in file 22-A02332, "Memo to File", dated August 6, 2009). A photograph, dated August 6, 2009 of the defective stormwater pipe has been placed in lease jacket 22-0A02332, 2 of 3.

In an August 11, 2010 Aquatic Lease Inspection Report for Harbor Area Lease 22-A02332, Lindie Schmidt describes, "There are 4 derelict vessels within the marina. They were dismantling one prior to towing it down to Evergreen Park for removal. They have taken the fuel and hazmat off the vessels. I gave them the contact information for the Derelict Vessel Removal Program and told them that the City of Tacoma is working out a deal with local marinas to enable the marinas to access the DVRP fund."

60. Describe all notice or reporting requirements to DNR that you had under an aquatic lands

lease or state law or regulation regarding incidents affecting, or activities or operations occurring on leased aquatic lands. Include the nature of the matter required to be reported and the office or official to whom the notice or report went to. Provide copies of all such notices or reports.

60. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

Since this question is regarding reporting requirements to DNR, this question is not applicable to DNR as a respondent. Lease clauses regarding reporting requirements of incidents affecting, or activities or operations occurring on leased aquatic lands have been provided.

Harbor Area Lease 935 (22-000952): This lease has no reporting requirements.

Harbor Area Lease 1044 (22-001074): This lease has no reporting requirements.

Harbor Area Lease 1124 (22-001153): This lease has no reporting requirements.

Harbor Area Lease 1123 (22-001156): This lease has no reporting requirements.

Harbor Area Lease 1140 (22-001169): This lease has no reporting requirements.

Harbor Area Lease 1280 (22-001309): This lease has no reporting requirements.

Harbor Area Lease 1312 (22-001362): This lease has no reporting requirements.

Harbor Area Lease 1342 (22-001363): This lease has no reporting requirements.

Harbor Area Lease 1348 (22-001364): This lease has no reporting requirements.

Harbor Area Lease 1352 (22-001386): This lease has no reporting requirements.

Harbor Area Lease 1393 (22-001432): This lease has no reporting requirements.

Harbor Area Lease 1421 (22-001460): This lease has no reporting requirements.

Harbor Area Lease 1507 (22-001555): This lease has no reporting requirements.

Harbor Area Lease 1548 (22-001584): This lease has no reporting requirements.

Harbor Area Lease 1553 (22-001584): This lease has no reporting requirements.

Harbor Area Lease 1615 (22-001658): This lease has no reporting requirements.

Harbor Area Lease 1625 (22-001659): This lease has no reporting requirements.

Harbor Area Lease 1675 (22-001717): This lease has no reporting requirements.

Harbor Area Lease 22-001783: This lease has no reporting requirements.

Harbor Area Lease 22-001920: This lease has no reporting requirements.

Harbor Area Lease 22-001971: This lease has no reporting requirements.

Harbor Area Lease 22-001974: This lease has no reporting requirements.

Harbor Area Lease 22-002018: This lease has no reporting requirements.

Harbor Area Lease 22-002027: This lease has no reporting requirements.

Harbor Area Lease 22-002071: This lease has no reporting requirements.

Harbor Area Lease 22-002141: This lease has no reporting requirements.

Harbor Area Lease 22-002332 (4/29/1975):

4.3 Improvements. No improvement shall be placed upon the harbor area without the prior written authorization of the Lessor. Authorized improvements constructed or placed on the leased premises during the term of this lease by the Lessee, unless otherwise specified, are the property of the Lessee. Upon the termination or expiration of this lease, the Lessee agrees to sever, remove and dispose of those improvements designated by the lessor on the premises, within six months from date of termination or expiration. In those cases where the Lessor requires removal of improvements and such action is not taken by the Lessee, the Lessee agrees that the Lessor may remove such improvements and charge the Lessee for cost of removal and disposal. All improvements allowed to remain on the area herein described, upon termination or expiration of this lease, shall be the property of the Lessor.

Harbor Area Lease 22-002332 (7/30/1993):

5.6 Restrictions on Use.

(a) Conformance With Laws.

1. Lessee shall, at its own expense, conform to all applicable laws, regulations, permits, orders or other directives of any public authority affecting the Property or Lessee's use or occupation of the Property.

2. Lessee shall, at its own expense, obtain all regulatory or proprietary consents or approvals required to be obtained from any public authority or third party in connection with any work on the Property (including, but not limited to, the construction, repair, or replacement of any improvements) or Lessee's use or occupation of the Property.

3. Upon the State's request, Lessee shall provide, at its own expense, evidence of compliance with Subsections 1 and 2 above (including, but not limited to, copies of permits, licenses, or orders).

4. Lessee shall correct, at Lessee's own expense, any failure of compliance with the terms of Subsections 1 through 3 above.

5.6 (d)

2. Lessee shall promptly notify State of all spills or releases of any Hazardous Substances, which are otherwise required to be reported to any federal, state, or local regulatory agency and, upon notice thereof, shall promptly notify State of all failures to comply with any federal, state, or local law, regulation or ordinance, as now enacted, or as subsequently enacted or amended, all inspections of the Property by any regulatory entity concerning the same, all regulatory orders or fines, and all response interim cleanup actions taken by or proposed to be taken by any government entity or private party on the Property.

6.1 (b)

2. No New Improvements shall be placed on the Property without the prior written consent of State. There are authorized to be constructed upon the Property, as of the date of this Lease, the following improvements: None. Construction, reconstruction, alteration, or additions to the Existing Improvements on the Property made by Lessee pursuant to its obligation to maintain the Property in good order and repair may be undertaken by Lessee after written notice to State and State's prior written consent shall not be required.

Harbor Area Lease 22-A02332 (2/25/2005):

7.3 Construction. Prior to any construction, alteration, replacement, removal or major repair of any improvements (whether State-Owned or Tenant-Owned), Tenant shall submit to State plans and specifications which describe the proposed activity. Construction shall not commence until State has approved those plans and specifications in writing and Tenant has obtained a performance and payment bond in an amount equal to 125% of the estimated cost of construction. The performance and payment bond shall be maintained until the costs of construction, including all laborers and material persons, have been paid in full. State shall have sixty (60) days in which to review the proposed plans and specifications. The plans and specifications shall be deemed approved and the requirement for State's written consent shall be treated as waived, unless State notifies Tenant otherwise within the sixty (60) days. Upon completion of construction, Tenant shall promptly provide State with as-built plans and specifications. State's consent and approval shall not be required for any routine maintenance or repair of improvements made by the Tenant pursuant to its obligation to maintain the Property in good order and repair that does not result in the construction, alteration, replacement, removal, or major repair of any improvements on the Property.

8.4 Notification and Reporting.

- (a) Tenant shall immediately notify State if Tenant becomes aware of any of the following:
 - (1) A release or threatened release of Hazardous Substances in, on, under, or above the Property, any adjoining property, or any other property subject to use by Tenant in conjunction with its use of the Property;
 - (2) Any problem or liability related to, or derived from, the presence of any Hazardous Substance in, on, under, or above the Property, any adjoining property, or any other property subject to use by Tenant in conjunction with its use of the Property;
 - (3) Any actual or alleged violation of any federal, state, or local statute, ordinance, rule, regulation, or other law pertaining to Hazardous Substances with respect to the Property, any adjoining property, or any other property subject to use by Tenant in conjunction with its use of the Property;
 - (4) Any lien or action with respect to any of the foregoing; or,
 - (5) Any notification from the US Environmental Protection Agency (EPA) or the Washington State Department of Ecology (DOE) that remediation or removal of Hazardous Substances is or may be required at the Property.

SECTION 12 DAMAGE OR DESTRUCTION

- (a) In the event of any damage to or destruction of the Property or any improvements Tenant shall promptly give written notice to State. Unless otherwise agreed in writing, Tenant shall promptly reconstruct, repair, or replace the Property and any improvements as nearly as possible to its condition immediately prior to the damage or destruction.

Harbor Area Lease 22-002396:

4.4 Improvements. No improvement shall be placed upon the harbor area without the prior written authorization of the Lessor. Authorized improvements constructed or placed on the leased premises during the term of this lease by the Lessee, unless otherwise specified, are the property of the Lessee. Upon the termination or expiration of this lease, the Lessee agrees to sever, remove and dispose of those improvements designated by the Lessor on the premises, within six months from date of termination or expiration. In those cases where the Lessor requires removal of improvements and such action is not taken by the Lessee, the Lessee agrees that the Lessor may remove such improvements and charge the Lessee for cost of removal and disposal. All improvements allowed to remain on the area herein described, upon termination or expiration of this lease, shall be the property of the Lessor.

Harbor Area Lease 22-002399:

4.4 Improvements. No improvement shall be placed upon the harbor area without the prior written authorization of the Lessor. Authorized improvements constructed or placed on the leased premises during the term of this lease by the Lessee, unless otherwise specified, are the property of the Lessee. Upon the termination or expiration of this lease, the Lessee agrees to sever, remove and dispose of those improvements designated by the Lessor on the premises, within six months from date of termination or expiration. In those cases where the Lessor requires removal of improvements and such action is not taken by the Lessee, the Lessee agrees that the Lessor may remove such improvements and charge the Lessee for cost of removal and disposal. All improvements allowed to remain on the area herein described, upon termination or expiration of this lease, shall be the property of the Lessor.

Harbor Area Lease 22-002452:

4.4 Improvements. No improvement shall be placed upon the harbor area without the prior written authorization of the Lessor. Authorized improvements constructed or placed on the leased premises during the term of this lease by the Lessee, unless otherwise specified, are the property of the Lessee. Upon the termination or expiration of this lease, the Lessee agrees to sever, remove and dispose of those improvements designated by the Lessor on the premises, within six months from date of termination or expiration. In those cases where the Lessor requires removal of improvements and such action is not taken by the Lessee, the Lessee agrees that the Lessor may remove such improvements and charge the Lessee for cost of removal and disposal. All improvements allowed to remain on the area herein described, upon termination or expiration of this lease, shall be the property of the Lessor.

Harbor Area Lease 22-002523:

4.4 Improvements. No improvement shall be placed upon the harbor area without the prior written authorization of the Lessor. Authorized improvements constructed or placed on the leased premises during the term of this lease by the Lessee, unless otherwise specified, are the property of the Lessee. Upon the termination or expiration of this lease, the Lessee agrees to sever, remove and dispose of those improvements designated by the Lessor on the premises, within six months from date of termination or expiration. In those cases where the Lessor requires removal of improvements and such action is not taken by the Lessee, the Lessee agrees that the Lessor may remove such improvements and charge the Lessee for cost of removal and disposal. All improvements allowed to remain on the area herein described, upon termination or expiration of this lease, shall be the property of the Lessor.

Harbor Area Lease 22-002604:

4.4 Improvements. No improvement shall be placed upon the harbor area without the prior written authorization of the Lessor. Authorized improvements constructed or placed on the leased premises during the term of this lease by the Lessee, unless otherwise specified, are the property of the Lessee. Upon the termination or expiration of this lease, the Lessee agrees to sever, remove and dispose of those improvements designated by the Lessor on the premises, within six months from date of termination or expiration. In those cases where the Lessor requires removal of improvements and such action is not taken by the Lessee, the Lessee agrees that the Lessor may remove such improvements and charge the Lessee for cost of removal and disposal. All improvements allowed to remain on the area herein described, upon termination or expiration of this lease, shall be the property of the Lessor.

Harbor Area Lease 22-002655 (51-095956): This lease has no reporting requirements.

Harbor Area Lease 22-002716:

4.2 Improvements. No improvement in addition to those authorized by the Permitted Use clause herein, shall be placed upon the harbor area without the prior written authorization of the Lessor. Authorized improvements constructed or placed on the leased premises during the term of this lease by the Lessee, unless otherwise specified, are the property of the Lessee. Upon the cancellation or expiration of this lease, the Lessee agrees to sever, remove and dispose of those improvements on the premises designated by the Lessor within six months from date of termination or expiration. In those cases where the Lessor requires removal of improvements and such action is not taken by the Lessee, the Lessee agrees that the Lessor may remove such improvements and charge the Lessee for cost of removal and disposal. All improvements allowed to remain on the area herein described, upon termination or expiration of this lease, shall be the property of the Lessor.

Harbor Area Lease 51-037928: This easement has no reporting requirements.

Harbor Area Lease 51-045730: This easement has no reporting requirements.

Harbor Area Lease 51-046322: This easement has no reporting requirements.

Section 6.0 Releases and Remediation

61. Identify all leaks, spills, or releases into the environment of any waste, including petroleum, hazardous substances, pollutants, or contaminants, that have occurred at or from each Property, which includes any aquatic lands owned or leased by Respondent. In addition, identify, and provide copies of any documents regarding:
- when such releases occurred;
 - how the releases occurred (e.g. when the substances were being stored, delivered by a vendor, transported or transferred (to or from any tanks, drums, barrels, or recovery units), and treated);
 - the amount of each hazardous substances, pollutants, or contaminants so released;
 - where such releases occurred;
 - any and all activities undertaken in response to each such release or threatened release, including the notification of any agencies or governmental units about the release;
 - any and all investigations of the circumstances, nature, extent or location of each release or threatened release including, the results of any soil, water (ground and surface), or air testing undertaken;
 - all persons with information relating to these releases; and
 - list all local, state, or federal departments or agencies notified of the release, if applicable.

61. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

On August 6, 2009, a DNR Land Manager (Lindie Schmidt) while inspecting the Seven J's Investment leasehold (HA Lease 22-A02332) noticed a defective City of Bremerton stormwater pipe, located within the leasehold and under a staircase to the beach. The Land Manager goes on to describe, "that during major rain events there can be oil sheens from the stormwater pipe" (Email by Lindie Schmidt to be placed in file 22-A02332, "Memo to File", dated August 6, 2009). A photograph, dated August 6, 2009 of the defective stormwater pipe has been placed in lease jacket 22-0A02332, 2 of 3.

No references were found in any lease files regarding leaks, spills, or releases into the environment of any petroleum, hazardous substances, pollutants, or contaminants other than the following items:

The 2010 NPDES does reference releases of untreated wastewater via CSOs but does not specify whether any contaminants or pollutants were released as a part of this discharge.

There is reference to, and a picture of, a relatively small stormwater outfall that is in a state of disrepair-this outfall is located under the stairs that lead to marina slips on SOAL. Marina site representative "Stephanie" noted during a 2009 site

inspection conducted by Land Manager, Lindie Schmidt, that there can be oil sheens from the stormwater pipe during heavy rain events. We have not located documents in marina file that confirm what this outfall drains-parking lot (private and/or State owned), County outfall as manager references, or a City outfall.

The 2010 and 2013 TCRA were conducted in relation to upland releases of suspected MGP products that negatively impacted DNR-managed property within the investigation area. DNR has thoroughly reviewed their records related to investigation area and did not find reference to the concrete pipe that was removed in any of its lease jackets nor reference to a release that occurred on the property other than those identified by EPA led investigations summarized in *2017 RI/FS Work Plan*.

62. Was there ever a spill, leak, release or discharge of waste, including petroleum, or hazardous substances, pollutant or contaminant into any subsurface disposal system or floor drain inside or under a building on the Property? If the answer to the preceding question is anything but an unqualified "no", identify:
- a. where the disposal system or floor drains were located;
 - b. when the disposal system or floor drains were installed;
 - c. whether the disposal system or floor drains were connected to pipes;
 - d. where such pipes were located and emptied;
 - e. when such pipes were installed;
 - f. how and when such pipes were replaced, or repaired; and
 - g. whether such pipes ever leaked or in any way released such waste or hazardous substances into the environment.

62. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

On August 6, 2009, a DNR Land Manager (Lindie Schmidt) while inspecting the Seven J's Investment leasehold (HA Lease 22-A02332) noticed a defective City of Bremerton stormwater pipe, located within the leasehold and under a staircase to the beach. The Land Manager goes on to describe, "that during major rain events there can be oil sheens from the stormwater pipe" (Email by Lindie Schmidt to be placed in file 22-A02332, "Memo to File", dated August 6, 2009). A photograph, dated August 6, 2009 of the defective stormwater pipe has been placed in lease jacket 22-0A02332. 2 of 3.

No references were found in any lease files regarding leaks, spills, or releases into the environment of any petroleum, hazardous substances, pollutants, or contaminants into any subsurface disposal system or floor drain inside or under a building on the Property.

63. Has any contaminated soil ever been excavated or removed from the Property? Unless the answer to the preceding question is anything besides an unequivocal "no", identify and provide copies of any documents regarding:
- a. amount of soil excavated;
 - b. location of excavation presented on a map or aerial photograph;
 - c. manner and place of disposal and/or storage of excavated soil;
 - d. dates of soil excavation;
 - e. identity of persons who excavated or removed the soil, if other than a contractor for Respondent;
 - f. reason for soil excavation;
 - g. whether the excavation or removed soil contained hazardous substances, pollutants or contaminants, including petroleum, what constituents the soil contained, and why the soil contained such constituents;
 - h. all analyses or tests and results of analyses of the soil that was removed from the Property;
 - i. all analyses or tests and results of analyses of the excavated area after the soil was removed from the Property; and
 - j. all persons, including contractors, with information about (a) through (i) of this request.

63. The only contaminated soil/sediment DNR has record of being identified and removed is the material removed during the 2010 and 2013 TCRAs. No other removal efforts are known to have occurred on DNR managed property-see *2017 RIFS Work Plan* for description of efforts taken to date and results of sediment sampling from these efforts.

64. Have you ever tested the groundwater under your Property? If so, please provide copies of all data, analysis, and reports generated from such testing.

64. DNR has not tested the groundwater. The *2017 RIFS Work Plan* references testing groundwater on the Property as a result of 2008 Brownfield Assessment work.

65. Have you treated, pumped, or taken any kind of response action on groundwater under your Property? Unless the answer to the preceding question is anything besides an unequivocal "no", identify and provide copies of any documents regarding:
- a. reason for groundwater action;

- b. whether the groundwater contained hazardous substances, pollutants or contaminants, including petroleum, what constituents the groundwater contained, and why the groundwater contained such constituents;
- c. all analyses or tests and results of analyses of the groundwater;
- d. if the groundwater action has been completed, describe the basis for ending the groundwater action; and
- e. all persons, including contractors, with information about (a) through (d) of this request.

65. No records of treatment, pumping, or any kind of a response action to groundwater have been found regarding the property other than those provided by EPA regarding 2010 and 2013 TCRAs and ongoing RIFS work.

66. Was there ever a spill, leak, release or discharge of a hazardous substance, waste, or material into the Port Washington Narrows from any equipment, structure, or activity occurring on, over, or adjacent to the waterway? If the answer to the preceding question is anything but an unequivocal "no", identify and provide copies of any documents regarding:
- a. the nature of the hazardous substance, waste, or material spilled, leaked, released or discharged;
 - b. the dates of each such occurrence;
 - c. the amount and location of such release;
 - d. were sheens on the waterway created by the release;
 - e. was there ever a need to remove or dredge any solid waste, bulk product, or other material from the waterway as a result of the release? If so, please provide information and description of when such removal/dredging occurred, why, and where the removed/dredged materials were disposed.

Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments." DNR is interpreting "the waterway" as Waterway No. 4, which is immediately adjacent to the property.

On August 6, 2009, a DNR Land Manager (Lindie Schmidt) while inspecting the Seven J's Investment leasehold (HA Lease 22-A02332) noticed a defective City of Bremerton stormwater pipe, located within the leasehold and under a staircase to the beach. The Land Manager goes on to describe, "that during major rain events there can be oil sheens from the stormwater pipe" (Email by Lindie Schmidt to be placed in file 22-A02332, "Memo to File", dated August 6, 2009). A photograph, dated August 6, 2009 of the defective stormwater pipe has been placed in lease jacket 22-0A02332, 2 of 3.

DNR is not an operator of the authorizations it has issued and does not have knowledge of the day-to-day operations conducted by its current and former Lessees/Grantees. This question does not apply to DNR.

Derelict vessels and submarine floats placed on the Property by Seskos without DNR's permission were removed by our Derelict Vessel Removal Program (DVRP). See DVRP file for notifications by DNR and regulating entities to Seskos and documentation on contracts for removal.

In 2005, Global Diving & Salvage, Inc. (Global), removed three derelict vessels from the Property (email dated 6/2/2005 From Melissa Montgomery to Rufino Ignacio, subject DV removal contract—Port Washington narrows). The names of the three vessels are unknown but the scope of work for their removal lists the contractor as responsible for the disposal of any hazardous materials found onboard (Request for Proposals, dated May 6, 2005). The vessel removal and disposal proposal for the three vessels listed, "Lead in paint" being disposed of at the Eastmont Recycling Center; diesel fuel or gasoline, "fuel found onboard the vessel will be pumped into hazmat barrels before the vessels are transferred to the landfill; and, "any batteries found will be transloaded into overpacks and disposed of at Eastmont Recycling Center" (Proposal Removal and Disposal of Three or Four Vessels at Port Washington Narrows, May 20, 2005). It is not clear the types or quantities of hazardous materials disposed of, if any.

In addition to the three vessels, a larger vessel named *Ked* was removed by Global from the Property. The *Ked* contained oil and other hazardous waste which was removed by Global Diving & Salvage. Estimated 47,000 gallons of contaminated water & oil, 15 marine batteries and 5 gallons of paint and soap were removed by Global from the *Ked* (email dated 10/18/2005 from Melissa Montgomery DNR to thursrlt@dfw.wa.gov, subject *Ked*.)

The 2010 NPDES for City of Bremerton outfalls in this area does reference environmental concerns. See info below regarding outfall status, pages that reference concerns, and reports that reference actions taken to address risks identified, monitor status, and efforts by DNR to further reduce risks posed by CSOs.

CSO OF-12 is a City of Bremerton owned combined sewer outfall (CSO) located within the Investigation Area on DNR-managed property at the end of Washington Street. This CSO is managed under DNR easement #22-002655 soon to be #51-095956 once draft is finalized and file transfer complete.

The Department of Ecology manages this CSO under NPDES permit #WA-002928-9. The 2010 NPDES Permit we have on file acknowledges that this outfall, as well as many others under this permit, needed to be redesigned to minimize CSO occurrences to less than once per year. Some key notes of reference on the 2010 NPDES includes Page.7-

Jarpa info on CSO, P.50-CSO compliance requirements, P.62-67 Order on Consent and description of CSO reduction plan to reduce events to no more than once per year. The 2016 City of Bremerton Annual CSO Progress Report reflects that 99% of their CSOs have been upgraded at the cost of approximately 50 million dollars-no CSO events were reported for this outfall for 2016 (see P.23 for further details).

Abby Barnes's September 8th, 2017 review memo for this outfall notes that: "OF-12 is one of 15 CSO outfalls associated with the Bremerton West & East Wastewater Treatment Plants and services the Anderson Cove basin, which encompasses a portion of northwest Bremerton, extending along the northwest shore of the narrows. The current outfall is a 24-inch reinforced concrete pipe (RCP) that extends approximately 120 feet from the shoreline waterward of Ohio Avenue, just north of East Anderson Cove Park. The outfall appears to occur entirely on SOAL and is buried at least three feet below the substrate to the approximate line of extreme low tide (-4.5 feet MLLW). The outfall continues on the sediment surface beyond this point and discharges at a depth of approximately -7 feet at MLLW. Sediments in the discharge location are primarily sand and cobble with some shell hash. The age and condition of this outfall are unknown. However, construction plans provided indicate that the outfall has been replaced since initial installation. These plans also indicate that the original 18-inch RCP pipe was abandoned in place when the 24-inch pipe was installed. The location of the abandoned pipe appears to be just west of the active outfall." "A series of projects intended to reduce the frequency and volume of overflows from OF-12 were completed in 1999. No overflows have been reported at CSO OF-12 since 2000". This report goes on to describe sediment sampling efforts taken at outlet of this outfall and provide recommendations on a plan of action to further monitor and reduce, if not eliminate, the risk of CSO impacts to SOAL; "DNR worked with the Department of Ecology and the current NPDES Permit manager to perform sediment sampling at several CSO outfall locations, including OF-12. Sampling was completed at three locations near CSO OF-12 in Summer 2015. Insufficient material was recovered from sampling location OF-12-2 to perform adequate chemical analysis. A second round of sediment sampling took place in Summer 2017 and included one location at OF- 12 to provide better quantification of chemicals of concern that may be present in sediments at this location. There are no documented sediment quality impairments in the vicinity of the outfall but several cleanup sites are located nearby, including Anderson Cove, Old Bremerton Gasworks, and Evergreen Park.

The operations and activities that once polluted these areas are now much more closely controlled and regulated with the goals of cleanup, restoration, and preservation. Although it is understood that this pursuit of restoration and protection is an ongoing process, it does seem that extreme actions will need to be made in order to finally put an end to pollution causing activities. It has been shown by the recent sampling events that the quality of the sediment is suffering. Poor sediment quality has a domino effect on the habit by then creating degrading benthic health and aquatic vegetation and therefore providing very little habitat for forage fish and shellfish.

EPA has developed nine minimum controls that NPDES permittees with combined sewer

systems should implement as part of their program. The nine minimum control measures are as follows:

10. Proper operation and maintenance
11. Maximum use of the collection system for storage
12. Review and modification of pretreatment requirements
13. Maximization of flow to the publically owned treatment works (POTW) for treatment
14. Prohibition of CSOs during dry weather
15. Control of solid and floatable materials in CSOs
16. Pollution prevention
17. Public notification of CSO occurrences and impacts
18. Monitoring on CSO impacts and efficacy of CSO controls. (See 59FR at 18691)

These measures are addressed in CSO communities' NPDES Annual CSO Reports. Often reporting on number 9 is vague, lacking relevant information, and not including the pertinent information needed. Under this control measure an analysis of how CSO events are affecting the community, habitat, and quality of impacted areas should be discussed, identifying the loss of natural resources in the affected areas. This reporting seldom discusses how CSO events are affecting the habitat and does not discuss the degradation of the environment, loss of recreation, or access to tribal fishing.

Recommendations:

It is the goal of the DNR Aquatics Outfall Program to restore and protect Puget Sound and to remove CSO pollution. The DNR Outfall Program recommends to develop a 10-year timeline with the City to reduce and ultimately eliminate any further CSO events at this outfall location and allow only stormwater discharge to occur. If timeline is not met and CSO events continue to occur, DNR reserves the right to request a natural resources damage evaluation. The evaluation would incorporate EPA minimum control measure number 9 and would include study questions such as (but not only):

- Total number of CSO events, frequency, and duration of CSOs for a specific receiving water body.
- Locations and designated uses of receiving water bodies.
- Water quality data for receiving water bodies and changes in water quality over a period of time.
- Water quality impacts directly related to CSO to include beach closing, floatables identified, wash-up episodes, fish kills, and natural resource degradation.
- Identify how the discharge of the combined sewer has closed shellfish harvesting areas and degraded forage fish habitat.

The new agreement should clearly outline the agreed upon timeline and an understanding that DNR will request further natural resources analysis in the area of CSO discharge."

There is no record in file of progress towards development of recommended timeline.

Here is a summary of 2015 sediment sampling from perspective of consultant from City; Bill Fox shared in an email to Abby Barnes dated February 26th, 2018:

- *"The 2015 sediment sampling results for outfalls in Port Washington Narrows included (1) sites that were unable to be sampled by the Ponar sampler due to hard and/or gravelly sediments, and (2) sediment samples where PQLs exceeded SQS:*
 - *All of the sites where samples were able to be collected and sent to the lab were either all gravel or mixed sand and gravel. In order to conduct chemical analysis the laboratory was forced to prepare dilutions of 5 or 10, which drove up the dry-weight PQLs.*
 - *A number of the sites had TOC below 0.5%, and per Ecology guidance were compared to dry-weight LAETs rather than carbon-normalized SQS. All these sites met LAETs.*
 - *Several sites had TOC in the 0.5% to 0.8%, but per Ecology guidance are to be carbon normalized and compared to SQS. Due to the elevated PQLs and carbon normalization with relatively low TOC, the carbon-normalized PQLs exceeded the SQS at several sites. All of these samples where carbon normalized PQLs exceeded SQS were non-detect. The dry weight PQLs at all of these sites met LAETs.*
 - *Ecology did not express concern over the Port Washington sample site results, though the City recognizes that additional sampling of those sites where carbon normalized PQL exceeded SQS is within Ecology's discretion and could be required in the next NPDES permit."*

SSAP Addendum Round II 2016 was developed to address Ecology and DNR's requirement for a second round of sampling to ensure SMS standards are not exceeded at these sites.

DNR does not have a copy of the 2017 sampling results.

CSO OF-11 Easement #51-046322 lies on SOAL at the end of High Avenue. This is an older, perpetual easement with limited language and therefore DNR has limited management authority over this outfall and its discharge. There is no specific information regarding upland drainage system and/or sediment sampling information in the file. This outfall is managed under NPDES #WA-002928-9. The 2010 NPDES Permit we have on file acknowledges that this outfall, as well as many others under this permit, needed to be redesigned to minimize CSO occurrences to less than once per year. The "2016 City of Bremerton Annual CSO Progress Report" we have on file reflects that 99% of their CSOs have been upgraded. It should be noted that this report states that the only CSO discharge events listed as occurring in 2016 were at this outfall-one releasing 59,740 gallons January 21st, 2016 and one releasing 2,461 gallons March 10th, 2016 (see P.23 for further details).

Agreement number 51-045730 is an underground sewer line under perpetual easement for a sanitary sewer line which runs along the inner harbor line. For Exhibit A/Survey information see pages 2-10 (current after relocation due to sloughing caused by marina dredging that raised environmental concern), 52-55 (original as-built), 65-76 (original

proposed)-see these drawings for specifics on location, nature/condition, date of construction, where and how connected to main trunk line.

There are no outfalls associated with this sewer line within the boundary of the Property.

Marina current lease number 22-A002332 (files 1-3).

Sewage is pumped to City sewer system-DNR does not have schematics that show details of these plumbing systems.

Site Inspection Reports identify house boats in marina in past but now removed and less than 10% current occupation by liveaboard residents. Exhibit B (see pages 33-38) does not provide specific BMPs for sewage management but does specify to follow operational BMPs in Department of Ecology's *Resource Manual for Pollution Prevention in Marinas*.

The 2010 and 2013 TCRA were conducted in relation to upland releases of suspected MGP products that negatively impacted DNR-managed property within the investigation area. DNR has thoroughly reviewed their records related to investigation area and did not find reference to the concrete pipe that was removed in any of its lease jackets nor reference to a release that occurred on the property other than those identified by EPA led investigations summarized in *2017 RI/FS Work Plan*.

67. For any releases or threatened releases of product or by-product of MGPs, identify the date, quantity, location and type of product or by-product of MGPs, or MGP containing materials or liquids, and the nature of any response to or cleanup of the release.

Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR was not and is not an operator of the authorizations it has issued and/or currently manages on the property. DNR does not have knowledge of the day-to-day operations conducted by its current and former Lessees/Grantees and has no records of reports of a release or threatened release of product or by-product of MGPs other than those addressed under the 2010 and 2013 TCRAs. See 2017 RIFS Work Plan for further details.

The 2010 and 2013 TCRAs were conducted in relation to releases of suspected MGP products that negatively impacted DNR-managed property within the investigation area. DNR has thoroughly reviewed their records related to Investigation Area and did not find reference to a release that occurred on the property. The only release of MGP product and/or by-product identified to date was that found during the initial *2008 Brownfield Assessment* which in turn led to the 2010 and 2013 TCRAs and the subsequent *2017 RIFS Work Plan*.

DNR managed various leases for docks and/or pipelines within the "Investigation Area" some of which may have been used for the transport and handling of MGP products by lessees on and/or from their upland properties (see historical section of *2017 RIFS Work Plan*). DNR has found no record of MGP management within DNR issued use authorizations-they show no record of any disposal, release or threatened release of products or by-products of Manufactured Gas Plants (MGP(s) on Property.

68. For any releases or threatened releases of product or by-product of MGP(s) and/or MGP containing materials or liquids, identify and provide copies of any documents regarding the quantity and type of waste generated as a result of the release or threatened release, the disposition of the waste, provide any reports or records relating to the release or threatened release, the response or cleanup and any records relating to any enforcement proceeding relating to the release or threatened release.

Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR completed one Derelict Vessel Removal Program project. DNR has carried out no operations at the Property. DNR is not an operator of the authorizations it has issued and does not have knowledge of the day-to-day operations conducted by its current and former Lessees/Grantees. This question does not apply to DNR.

The only release identified in document review is the release identified during the 2010 and 2013 TCRAs. The 2010 and 2013 TCRAs were conducted in relation to releases of suspected MGP products that negatively impacted DNR-managed property within the investigation area. DNR has thoroughly reviewed their records related to Investigation Area and did not find reference to a release that occurred on the property. The only release of MGP product and/or by-product identified to date was that found during the initial *2008 Brownfield Assessment* which in turn led to the 2010 and 2013 TCRAs and the subsequent *2017 RIFS Work Plan*.

Section 7.0 Property Investigations

69. Provide information and documentation concerning all inspections, evaluations, safety audits, correspondence and any other documents associated with the conditions, practices, and/or procedures at the Property concerning insurance issues or insurance coverage matters.

Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

Unauthorized U& O 21-097836

This Unauthorized Use and Occupation jacket contains a letter from DNR to the City of Bremerton, dated January 17, 2002, requesting proof of insurance for their contractor conducting derelict vessel removal.

A copy of this correspondence and a Certificate of Insurance has been provided for this question.

Harbor Area Lease 22-002332

This harbor area lease jacket contains the following correspondence:

Letter from John A. McHugh, Attorney At Law to DNR, dated December 31, 1985, regarding Notice of Commencement of Litigation related to Harbor Area Lease No. HA2396. The lawsuit was titled, "Port Washington Properties, Inc., Plaintiff v. Fireman's Fund Insurance Company et al., Defendants" (County Cause No. 85-2-01592-6). Plaintiff is seeking to have its liability insurance carriers assume responsibility for correcting damage to beach property.

Letter from Griffin Maclean Insurance Brokers to DNR, received by DNR on December 13, 2010, regarding notification of changes to 7-Js Investments insurance account.

Letter from DNR to Seven J's Investments, LLC, dated January 31, 2012, requesting proof of insurance.

Letter from DNR to Seven J's Investments, LLC, dated January 20, 2010, requesting proof of insurance.

Letter from DNR to Seven J's Investments, LLC, dated September 26, 2006, requesting proof of insurance.

Letter from DNR to Seven J's Investments, LLC, dated September 20, 2005, requesting proof of insurance.

Letter from DNR to Seven J's Investments, LLC, dated December 1, 2004, requesting proof of insurance.

Letter from DNR to Seven J's Investments, LLC, dated January 22, 2004, requesting proof of insurance.

Letter from DNR to Port Washington Marina Condominium Association, dated September 20, 1996, requesting the State of Washington be listed as an additional insured.

Letter from DNR to Port Washington Marina Condominium Association, dated October 11, 1995, requesting proof of insurance.

Letter from DNR to Bridgeview Marina, dated June 7, 2018, requesting proof of insurance.

Letter from DNR to Bridgeview Marina, dated September 27, 2016, requesting proof of insurance.

Letter from DNR to Bridgeview Marina, dated January 27, 2016, requesting proof of insurance.

Letter from DNR to JSH Properties Inc. dated February 6, 2013, requesting proof of insurance.

Harbor Area Lease 22-002332 (4/29/1975) contains the following insurance requirements:

5.3 Condition of Premises and Liability.

(1) The premises have been inspected by the Lessee and are accepted in their present condition. Lessee agrees to defend and hold Lessor harmless from any and all claims suffered, or alleged to be suffered on the premises, or arising out of operations on the premises.

(2) The Lessee shall carry with a responsible company or companies satisfactory to the State, a sufficient amount of fire and casualty insurance to recover the replacement cost of any or all improvements located on the leased premises. A copy of such insurance policy or policies is to be endorsed and delivered to the State with provision of ten (10) days' notice of change, expiration and/or cancellation to the State. In the event of fire or casualty damage to any improvement owned by the State or required to be left on the leased premises at the expiration of this lease, the paid insurance benefits shall be used to immediately replace said improvements in a manner acceptable to the State or, if directed by the State, rehabilitate the area in a manner suitable to the State. Any portion of the insurance proceeds not so utilized shall be returned to the State or if so permitted, to be used to satisfy any outstanding obligations incurred by reason of this lease being utilized for loan security. In the event of fire or casualty damage to any improvement owned by the Lessee, the paid insurance benefits shall be used to either replace the proceeds, or in lieu thereof, rehabilitate the area in a manner suitable to the State. The Lessee shall guarantee that all sublessees shall have provisions to either replace their own damaged improvements or to rehabilitate the area as defined above.

Harbor Area Lease 22-002332 (7/30/1993) contains the following insurance requirements:

8.4 Types of Required Insurance.

(a) Comprehensive General Liability Insurance. Lessee shall procure and maintain comprehensive general liability insurance covering all claims with respect to injuries or damages to persons or property sustained in, or about the Property, and the appurtenances thereto, with limits of liability no less than: \$1,000,000 for each occurrence and not less than \$2,000,000 annual aggregate for property damage in any one occurrence. Such limits may be achieved through the use of umbrella liability insurance sufficient to meet the requirements of this section. The limit of liability may be adjusted by State at the same time as adjustment of the Rent, as a condition of approval of assignment or sublease of this Lease, upon any breach by Lessee of Subsections 5.6(b)-(d) above, upon a change in the condition of the improvements, or upon a request for a change in the Permitted Use.

(b) Physical Property Damage Insurance. Lessee shall procure and maintain physical damage insurance covering all real and personal property, excluding property paid for by sublessees or paid for by Lessee for which sublessees have reimbursed Lessee, located on or in, or constituting a part of, the Property in an amount equal to at least one hundred percent (100%) of replacement value of all such property, with commercially reasonable deductibles.

(c) Worker's Compensation Insurance.

1. State of Washington Worker's Compensation coverage, as applicable, with respect to any work by employees of Lessee on or about the Property.
2. Longshore and Harbor Worker's Act and Jones Act coverage, as applicable, with respect to any work by employees of Lessee on or about the Property.

8.5 Terms of Insurance. The policies required under Subsections 8.3 and 8.4 shall name State as an additional insured (except for State of Washington Worker's Compensation) and Lessee shall provide promptly to State certificates of insurance and copies of policies obtained by Lessee hereunder, provided that receipt of such policies by State does not constitute approval by State of the terms of such policies. Further, all policies of insurance described in Subsection 8.3 shall:

- (a) Be written as primary policies not contributing with and not in excess of coverage that State may carry;
- (b) Contain an endorsement providing that such insurance may not be materially changed, amended or canceled with respect to State except after thirty (30) calendar days, prior written notice from the insurance company to State;
- (c) Contain an endorsement containing express waiver of any right of subrogation by the insurance company against State and State's officers, elected officials, agents and employees;
- (d) Provide that the insurance proceeds of any loss will be payable notwithstanding any act or negligence of Lessee which might otherwise result in a forfeiture of said insurance;
- (e) Expressly provide that State shall not be required to give notice of accidents or claims and that State shall have no liability for premiums;
- (f) Provide that all proceeds shall be paid jointly to State and Lessee.

8.6 State's Acquisition of Insurance. If Lessee at any time during the Term fails to procure or maintain such insurance or to pay the premiums therefore, State shall have the right to procure substitute insurance as State deems appropriate and to pay any and all premiums thereon, and Lessee shall pay to State upon demand the full amount so paid and expended by State, together with interest thereon at the rate provided in Subsection 3.4, hereof from the date of such expenditure by State until repayment thereof by Lessee.

Harbor Area Lease 22-A02332 (2/25/2005) contains the following insurance requirements:

10.3 Insurance. At its own expense, Tenant shall procure and maintain during the Term of this Lease, the insurance coverages and limits described in Subsections 10.3(a) and (b) below. This insurance shall be issued by an insurance company or companies admitted and licensed by the Insurance Commissioner to do business in the State of Washington. Insurers must have a rating of B+ or better by "Best's Insurance Reports," or a comparable rating by another rating company acceptable to State. If non-admitted or non-rated carriers are used, the policies must comply with Chapter 48.15 RCW.

(a) Types of Required Insurance.

- (1) Commercial General Liability Insurance. Tenant shall procure and maintain Commercial General Liability insurance and, if applicable, Marina Operators Legal Liability insurance covering claims for bodily injury, personal injury, or property damage arising on the Property and/or arising out of Tenant's operations. If necessary, commercial umbrella insurance covering claims for these risks shall be procured and maintained. Insurance must include liability coverage with limits not less than those specified below:

Description	
Each Occurrence	\$1,000,000
General Aggregate Limit	\$2,000,000

State may impose changes in the limits of liability:

- (i) As a condition of approval of assignment or sublease of this Lease;
- (ii) Upon any breach of Section 8, above;
- (iii) Upon a material change in the condition of the Property or any improvements; or,
- (iv) Upon a change in the Permitted Use.

New or modified insurance coverage shall be in place within thirty (30) days after changes in the limits of liability are required by State.

- (2) Property Insurance. Tenant shall procure and maintain property insurance covering all real property located on or constituting a part of the Property in an amount equal to the replacement value of all improvements on the Property. Such insurance may have commercially reasonable deductibles.
- (3) Worker's Compensation/Employer's Liability Insurance. Tenant shall procure and maintain:

- (i) State of Washington Worker's Compensation coverage, as applicable, with respect to any work by Tenant's employees on or about the Property and on any improvements;

Employers Liability or "Stop Gap" insurance coverage with limits not less than those specified below. Insurance must include bodily injury coverage with limits not less than those specified below:

Each Employee		Policy Limit
<u>By Accident</u>	<u>By Disease</u>	<u>By Disease</u>
\$1,000,000	\$1,000,000	\$1,000,000

Longshore and Harbor Worker's Act and Jones Act coverage, as applicable, with respect to any work by Tenant's employees on or about the Property and on any improvements.

- (4) Builder's Risk Insurance. As applicable, Tenant shall procure and maintain builder's risk insurance in an amount reasonably satisfactory to State during construction, replacement, or material alteration of the Property or improvements on the Property. Coverage shall be in place until such work is completed and evidence of completion is provided to State.
- (5) Business Auto Policy Insurance. As applicable, Tenant shall procure and maintain a business auto policy. The insurance must include liability coverage with limits not less than those specified below:

<u>Description</u>	<u>Each Accident</u>
Bodily Injury and Property Damage	\$1,000,000

- (b) Terms of Insurance. The policies required under Subsection 10.3 shall name the State of Washington, Department of Natural Resources as an additional insured (except for State of Washington Worker's Compensation coverage, and Federal Jones' Act and Longshore and Harbor Worker's Act coverages). Furthermore, all policies of insurance described in Subsection 10.3 shall meet the following requirements:

- (1) Policies shall be written as primary policies not contributing with and not in excess of coverage that State may carry;
- (2) Policies shall expressly provide that such insurance may not be canceled or nonrenewed with respect to State except upon forty-five (45) days prior written notice from the insurance company to State;

- (3) To the extent of State's insurable interest, property coverage shall expressly provide that all proceeds shall be paid jointly to State and Tenant;
 - (4) All liability policies must provide coverage on an occurrence basis; and
 - (5) Liability policies shall not include exclusions for cross liability.
- (c) **Proof of Insurance.** Tenant shall furnish evidence of insurance in the form of a Certificate of Insurance satisfactory to the State accompanied by a checklist of coverages provided by State, executed by a duly authorized representative of each insurer showing compliance with the insurance requirements described in section 10, and, if requested, copies of policies to State. The Certificate of Insurance shall reference the State of Washington, Department of Natural Resources and the lease number. Receipt of such certificates or policies by State does not constitute approval by State of the terms of such policies. Tenant acknowledges that the coverage requirements set forth herein are the minimum limits of insurance the Tenant must purchase to enter into this agreement. These limits may not be sufficient to cover all liability losses and related claim settlement expenses. Purchase of these limits of coverage does not relieve the Tenant from liability for losses and settlement expenses greater than these amounts.

10.4 State's Acquisition of Insurance. If Tenant fails to procure and maintain the insurance described above within fifteen (15) days after Tenant receives a notice to comply from State, State shall have the right to procure and maintain comparable substitute insurance and to pay the premiums. Tenant shall pay to State upon demand the full amount paid by State, together with interest at the rate provided in Subsection 6.2 from the date of State's notice of the expenditure until Tenant's repayment.

A copy of the correspondence, certificates of insurance, and copies of the three leases associated with Harbor Area Lease 22-002332 has been provided for this question.

Harbor Area Lease 22-002396

This harbor area lease jacket contains the following correspondence:

Letter from DNR to Port Washington Marina Owner's Association, dated July 19, 1993, requesting proof of insurance.

Harbor Area Lease 22-002396 contains the following insurance requirements:

5.3 Condition of Premises and Liability.

(1) The premises have been inspected by the Lessee and are accepted in their present condition. Lessee agrees to defend and hold Lessor harmless from any and all claims suffered, or alleged to be suffered on the premises, or arising out of operations on the premises.

(2) The Lessee shall carry with a responsible company or companies satisfactory to the State, a sufficient amount of fire and casualty insurance to recover the value of any or all improvements located on the leased premises. A copy of such insurance policy or policies is to be endorsed and delivered to the State with provision of ten (10) days' notice of change, expiration and/or cancellation to the State. In the event of fire or casualty damage to any improvement owned by the State, or required to be left on the leased premises at the expiration of this lease, the paid insurance benefits shall be used to immediately replace said

improvements in a manner acceptable to the State or, if directed by the State, rehabilitate the area in a manner suitable to the State. Any portion of the insurance proceeds not so utilized shall be returned to the State or if so permitted, to be used to satisfy any outstanding obligations incurred by reason of this lease being utilized for loan security. In the event of fire or casualty damage to any improvement owned by the Lessee, the paid insurance benefits shall be used to either replace the improvement, or in lieu thereof, rehabilitate the area in a manner suitable to the State. The Lessee shall guarantee that all sublessees shall have provisions to either replace their own damaged improvement or to rehabilitate the area as defined above.

A copy of the correspondence, and Harbor Area Lease 22-002396 has been provided for this question.

Harbor Area Lease 22-002399

This harbor area lease jacket contains the following correspondence:

Letter from DNR to Port Washington Marina Owner's Association, dated July 19, 1993, requesting proof of insurance.

Harbor Area Lease 22-002399 contains the following insurance requirements:

5.3 Condition of Premises and Liability.

(1) The premises have been inspected by the Lessee and are accepted in their present condition. Lessee agrees to defend and hold Lessor harmless from any and all claims suffered, or alleged to be suffered on the premises, or arising out of operations on the premises.

(2) The Lessee shall carry with a responsible company or companies satisfactory to the State, a sufficient amount of fire and casualty insurance to recover the value of any or all improvements located on the leased premises. A copy of such insurance policy or policies is to be endorsed and delivered to the State with provision of ten (10) days' notice of change, expiration and/or cancellation to the State. In the event of fire or casualty damage to any improvement owned by the State, or required to be left on the leased premises at the expiration of this lease, the paid insurance benefits shall be used to immediately replace said

improvements in a manner acceptable to the State or, if directed by the State, rehabilitate the area in a manner suitable to the State. Any portion of the insurance proceeds not so utilized shall be returned to the State or if so permitted, to be used to satisfy any outstanding obligations incurred by reason of this lease being utilized for loan security. In the event of fire or casualty damage to any improvement owned by the Lessee, the paid insurance benefits shall be used to either replace the improvement, or in lieu thereof, rehabilitate the area in a manner suitable to the State. The Lessee shall guarantee that all sublessees shall have provisions to either replace their own damaged improvement or to rehabilitate the area as defined above.

A copy of the correspondence, and Harbor Area Lease 22-002399 has been provided for this question.

Harbor Area Lease 22-002452

This harbor area lease jacket contains the following correspondence:

Letter from DNR to Lent's Inc., dated January 23, 1978, requesting proof of insurance.

Harbor Area Lease 22-002452 contains the following insurance requirements:

5.3 Condition of Premises and Liability.

(1) The premises have been inspected by the Lessee and are accepted in their present condition. Lessee agrees to defend and hold Lessor harmless from any and all claims suffered, or alleged to be suffered on the premises, or arising out of operations on the premises.

(2) The Lessee shall carry with a responsible company or companies satisfactory to the State, a sufficient amount of fire and casualty insurance to recover the value of any or all improvements located on the leased premises. A copy of such insurance policy or policies is to be endorsed and delivered to the State with provision of ten (10) days' notice of change, expiration and/or cancellation to the State. In the event of fire or casualty damage to any improvement owned by the State, or required to be left on the leased premises at the expiration of this lease, the paid insurance benefits shall be used to immediately replace said

improvements in a manner acceptable to the State or, if directed by the State, rehabilitate the area in a manner suitable to the State. Any portion of the insurance proceeds not so utilized shall be returned to the State or if so permitted, to be used to satisfy any outstanding obligations incurred by reason of this lease being utilized for loan security. In the event of fire or casualty damage to any improvement owned by the Lessee, the paid insurance benefits shall be used to either replace the improvement, or in lieu thereof, rehabilitate the area in a manner suitable to the State. The Lessee shall guarantee that all sublessees shall have provisions to either replace their own damaged improvements or to rehabilitate the area as defined above.

A copy of the correspondence, insurance certificates and Harbor Area Lease 22-002452 has been provided for this question.

Harbor Area Lease 22-002523

Harbor Area Lease 22-002523 contains the following insurance requirements:

5.3 Condition of Premises and Liability.

(1) The premises have been inspected by the Lessee and are accepted in their present condition. Lessee agrees to defend and hold Lessor harmless from any and all claims suffered, or alleged to be suffered on the premises, or arising out of operations on the premises.

(2) The Lessee shall carry with a responsible company or companies satisfactory to the State, a sufficient amount of fire and casualty insurance to recover the value of any or all improvements located on the leased premises. A copy of such insurance policy or policies is to be endorsed and delivered to the State with provision of ten (10) days' notice of change, expiration and/or cancellation to the State. In the event of fire or casualty damage to any improvement owned by the State, or required to be left on the leased premises at the expiration of this lease, the paid insurance benefits shall be used to immediately replace said

improvements in a manner acceptable to the State or, if directed by the State, rehabilitate the area in a manner suitable to the State. Any portion of the insurance proceeds not so utilized shall be returned to the State or if so permitted, to be used to satisfy any outstanding obligations incurred by reason of this lease being utilized for loan security. In the event of fire or casualty damage to any improvement owned by the Lessee, the paid insurance benefits shall be used to either replace the improvement, or in lieu thereof, rehabilitate the area in a manner suitable to the State. The Lessee shall guarantee that all sublessees shall have provisions to either replace their own damaged improvements or to rehabilitate the area as defined above.

A copy of Harbor Area Lease 22-002523 has been provided for this question.

Harbor Area Lease 22-002604

Harbor Area Lease 22-002604 contains the following insurance requirements:

5.3 Condition of Premises and Liability.

(1) The premises have been inspected by the Lessee and are accepted in their present condition. Lessee agrees to defend and hold Lessor harmless from any and all claims suffered, or alleged to be suffered on the premises, or arising out of operations on the premises.

(2) The Lessee shall carry with a responsible company or companies satisfactory to the State, a sufficient amount of fire and casualty insurance to recover the value of any or all improvements located on the leased premises. A copy of such insurance policy or policies is to be endorsed and delivered to the State with provision of ten (10) days' notice of change, expiration and/or cancellation to the State. In the event of fire or casualty damage to any improvement owned by the State, or required to be left on the leased premises at the expiration of this lease, the paid insurance benefits shall be used to immediately replace said improvements in a manner acceptable to the State or, if directed by the State, rehabilitate the area in a manner suitable to the State. Any portion of the insurance proceeds not so utilized shall be returned to the State or if so permitted, to be used to satisfy any outstanding obligations incurred by reason of this lease being utilized for loan security. In the event of fire or casualty damage to any improvement owned by the Lessee, the paid insurance benefits shall be used to either replace the improvement, or in lieu thereof, rehabilitate the area in a manner suitable to the State. The Lessee shall guarantee that all sublessees shall have provisions to either replace their own damaged improvements or to rehabilitate the area as defined above.

A copy of Harbor Area Lease 22-002604 has been provided for this question.

70. Describe the purpose for, the date of initiation and completion, and the results of any investigations of soil, water (ground or surface), sediment, geology, and hydrology or air quality on or about each Property. Provide copies of all data, reports, and other documents that were generated by you or a consultant, or a federal or state regulatory agency related to the investigations that are described.

Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

Listed below are studies we found in our records not listed in RIFS Responsive documents are being provided.

- 1) 2010 NPDES Permit # WA-002928-9 required sampling for 2015 for CSO OF-12

- 2) 2017 supplemental sampling was required by Ecology for CSO OF-12 as referenced in *SSAP Addendum Round II 2016*. DNR could not locate results of this sampling effort in its files.
- 3) *2016 City of Bremerton Annual CSO Progress Report* provides details on CSO modifications to meet NPDES permit requirements.
- 4) There is mention of sediment sampling requirement for closeout of Wilkins Lease, #2716 but no record of results (see Page 39 of pdf).

71. Describe any remediation or response actions you or your agents or consultants have ever taken on each Property either voluntarily or as required by any state or federal agency. If not otherwise already provided under this Information Request, provide copies of all investigations, risk assessments or risk evaluations, feasibility studies, alternatives analysis, implementation plans, decision documents, monitoring plans, maintenance plans, completion reports, or other document concerning remediation or response actions taken on each Property.

71. No record has been found where DNR or its agents undertook a voluntary or required remedial action or response on the property, other than the voluntary removal of derelict vessels and an alternative analysis for CSOs that exist on the property. There are no additional documents included in DNR's files for this question.

In 2005, Global Diving & Salvage, Inc. (Global), removed three derelict vessels from the Property (email dated 6/2/2005 From Melissa Montgomery to Rufino Ignacio, subject DV removal contract—Port Washington narrows). The names of the three vessels are unknown but the scope of work for their removal lists the contractor as responsible for the disposal of any hazardous materials found onboard (Request for Proposals, dated May 6, 2005). The vessel removal and disposal proposal for the three vessels listed, "Lead in paint" being disposed of at the Eastmont Recycling Center; diesel fuel or gasoline, "fuel found onboard the vessel will be pumped into hazmat barrels before the vessels are transferred to the landfill; and, "any batteries found will be transloaded into overpacks and disposed of at Eastmont Recycling Center" (Proposal Removal and Disposal of Three or Four Vessels at Port Washington Narrows, May 20, 2005). It is not clear the types or quantities of hazardous materials disposed of, if any.

In addition to the three vessels, a larger vessel named *Ked* was removed by Global from the Property. The *Ked* contained oil and other hazardous waste which was removed by Global Diving & Salvage. Estimated 47,000 gallons of contaminated water & oil, 15 marine batteries and 5 gallons of paint and soap were removed by Global from the *Ked* (email dated 10/18/2005 from Melissa Montgomery DNR to thursrlt@dfw.wa.gov, subject *Ked*.)

The 2010 NPDES for City of Bremerton outfalls in this area does reference environmental concerns. See info below regarding outfall status, pages that reference concerns, and reports that reference actions taken to address risks identified, monitor status, and efforts by DNR to further reduce risks posed by CSOs.

CSO OF-12 is a City of Bremerton owned combined sewer outfall (CSO) located within the Investigation Area on DNR-managed property at the end of Washington Street. This CSO is managed under DNR easement #22-002655 soon to be #51-095956 once draft is finalized and file transfer complete.

The Department of Ecology manages this CSO under NPDES permit #WA-002928-9. The 2010 NPDES Permit we have on file acknowledges that this outfall, as well as many others under this permit, needed to be redesigned to minimize CSO occurrences to less than once per year. Some key notes of reference on the 2010 NPDES includes Page.7-Jarpa info on CSO, P.50-CSO compliance requirements, P.62-67 Order on Consent and description of CSO reduction plan to reduce events to no more than once per year. The 2016 City of Bremerton Annual CSO Progress Report reflects that 99% of their CSOs have been upgraded at the cost of approximately 50 million dollars-no CSO events were reported for this outfall for 2016 (see P.23 for further details).

Abby Barnes's September 8th, 2017 review memo for this outfall notes that: *"OF-12 is one of 15 CSO outfalls associated with the Bremerton West & East Wastewater Treatment Plants and services the Anderson Cove basin, which encompasses a portion of northwest Bremerton, extending along the northwest shore of the narrows. The current outfall is a 24-inch reinforced concrete pipe (RCP) that extends approximately 120 feet from the shoreline waterward of Ohio Avenue, just north of East Anderson Cove Park. The outfall appears to occur entirely on SOAL and is buried at least three feet below the substrate to the approximate line of extreme low tide (-4.5 feet MLLW). The outfall continues on the sediment surface beyond this point and discharges at a depth of approximately -7 feet at MLLW. Sediments in the discharge location are primarily sand and cobble with some shell hash. The age and condition of this outfall are unknown. However, construction plans provided indicate that the outfall has been replaced since initial installation. These plans also indicate that the original 18-inch RCP pipe was abandoned in place when the 24-inch pipe was installed. The location of the abandoned pipe appears to be just west of the active outfall."* *"A series of projects intended to reduce the frequency and volume of overflows from OF-12 were completed in 1999. No overflows have been reported at CSO OF-12 since 2000"*. This report goes on to describe sediment sampling efforts taken at outlet of this outfall and provide recommendations on a plan of action to further monitor and reduce, if not eliminate, the risk of CSO impacts to SOAL: *"DNR worked with the Department of Ecology and the current NPDES Permit manager to perform sediment sampling at several CSO outfall locations, including OF-12. Sampling was completed at three locations near CSO OF-12 in Summer 2015. Insufficient material was recovered from sampling location OF-12-2 to perform adequate chemical analysis. A second round of sediment sampling took place in Summer 2017 and included one location at OF- 12 to provide better quantification of chemicals of concern*

that may be present in sediments at this location. There are no documented sediment quality impairments in the vicinity of the outfall but several cleanup sites are located nearby, including Anderson Cove, Old Bremerton Gasworks, and Evergreen Park.

The operations and activities that once polluted these areas are now much more closely controlled and regulated with the goals of cleanup, restoration, and preservation. Although it is understood that this pursuit of restoration and protection is an ongoing process, it does seem that extreme actions will need to be made in order to finally put an end to pollution causing activities. It has been shown by the recent sampling events that the quality of the sediment is suffering. Poor sediment quality has a domino effect on the habitat by then creating degrading benthic health and aquatic vegetation and therefore providing very little habitat for forage fish and shellfish.

EPA has developed nine minimum controls that NPDES permittees with combined sewer systems should implement as part of their program. The nine minimum control measures are as follows:

19. Proper operation and maintenance
20. Maximum use of the collection system for storage
21. Review and modification of pretreatment requirements
22. Maximization of flow to the publically owned treatment works (POTW) for treatment
23. Prohibition of CSOs during dry weather
24. Control of solid and floatable materials in CSOs
25. Pollution prevention
26. Public notification of CSO occurrences and impacts
27. Monitoring on CSO impacts and efficacy of CSO controls. (See 59FR at 18691)

These measures are addressed in CSO communities' NPDES Annual CSO Reports. Often reporting on number 9 is vague, lacking relevant information, and not including the pertinent information needed. Under this control measure an analysis of how CSO events are affecting the community, habitat, and quality of impacted areas should be discussed, identifying the loss of natural resources in the affected areas. This reporting seldom discusses how CSO events are affecting the habitat and does not discuss the degradation of the environment, loss of recreation, or access to tribal fishing.

Recommendations:

It is the goal of the DNR Aquatics Outfall Program to restore and protect Puget Sound and to remove CSO pollution. The DNR Outfall Program recommends to develop a 10-year timeline with the City to reduce and ultimately eliminate any further CSO events at this outfall location and allow only stormwater discharge to occur. If timeline is not met and CSO events continue to occur, DNR reserves the right to request a natural resources damage evaluation. The evaluation would incorporate EPA minimum control measure number 9 and would include study questions such as (but not only):

- *Total number of CSO events, frequency, and duration of CSOs for a specific receiving water body.*
- *Locations and designated uses of receiving water bodies.*
- *Water quality data for receiving water bodies and changes in water quality over a period of time.*
- *Water quality impacts directly related to CSO to include beach closing, floatables identified, wash-up episodes, fish kills, and natural resource degradation.*
- *Identify how the discharge of the combined sewer has closed shellfish harvesting areas and degraded forage fish habitat.*

The new agreement should clearly outline the agreed upon timeline and an understanding that DNR will request further natural resources analysis in the area of CSO discharge."

There is no record in file of progress towards development of recommended timeline.

Here is a summary of 2015 sediment sampling from perspective of consultant from City. Bill Fox shared in an email to Abby Barnes dated February 26th, 2018:

- *"The 2015 sediment sampling results for outfalls in Port Washington Narrows included (1) sites that were unable to be sampled by the Ponar sampler due to hard and/or gravelly sediments, and (2) sediment samples where PQLs exceeded SQS:*
 - *All of the sites where samples were able to be collected and sent to the lab were either all gravel or mixed sand and gravel. In order to conduct chemical analysis the laboratory was forced to prepare dilutions of 5 or 10, which drove up the dry-weight PQLs.*
 - *A number of the sites had TOC below 0.5%, and per Ecology guidance were compared to dry-weight LAETs rather than carbon-normalized SQS. All these sites met LAETs.*
 - *Several sites had TOC in the 0.5% to 0.8%, but per Ecology guidance are to be carbon normalized and compared to SQS. Due to the elevated PQLs and carbon normalization with relatively low TOC, the carbon-normalized PQLs exceeded the SQS at several sites. All of these samples where carbon normalized PQLs exceeded SQS were non-detect. The dry weight PQLs at all of these sites met LAETs.*
 - *Ecology did not express concern over the Port Washington sample site results, though the City recognizes that additional sampling of those sites where carbon normalized PQL exceeded SQS is within Ecology's discretion and could be required in the next NPDES permit."*

SSAP Addendum Round II 2016 was developed to address Ecology and DNR's requirement for a second round of sampling to ensure SMS standards are not exceeded at these sites. DNR does not have a copy of the 2017 sampling results.

CSO OF-11 Easement #51-046322 lies on SOAL at the end of High Avenue. This is an older, perpetual easement with limited language and therefore DNR has limited management authority over this outfall and its discharge. There is no specific information regarding upland

drainage system and/or sediment sampling information in the file. This outfall is managed under NPDES #WA-002928-9. The *2010 NPDES Permit* we have on file acknowledges that this outfall, as well as many others under this permit, needed to be redesigned to minimize CSO occurrences to less than once per year. The "*2016 City of Bremerton Annual CSO Progress Report*" we have on file reflects that 99% of their CSOs have been upgraded. It should be noted that this report states that the only CSO discharge events listed as occurring in 2016 were at this outfall-one releasing 59,740 gallons January 21st, 2016 and one releasing 2,461 gallons March 10th, 2016 (see P.23 for further details).

72. Are you or your consultants planning to perform any investigations of the soil, water (ground or surface), geology, hydrology, and/or air quality on or about the Property? If so, identify:
- a. what the nature and scope of these investigations will be;
 - b. the contractors or other persons that will undertake these investigations;
 - c. the purpose of the investigations;
 - d. the dates when such investigations will take place and be completed; and
 - e. where on the Property such investigations will take place.

72. There is no record of, or plans for, DNR or its consultants to conduct any studies on or about the Property.

Section 8.0 Corporate Information

73. Provide the following information, when applicable, about you and/or your business(es) that are associated with each Property identified in response to Question 4:
- a. state the current legal ownership structure (e.g., corporation, sole proprietorship);
 - b. state the names and current addresses of current and past owners of the business entity or, if a corporation, current and past officers and directors;
 - c. discuss all changes in the business' legal ownership structure, including any corporate successorship, since the inception of the business entity. For example, a business that starts as a sole proprietorship, but then incorporates after a few years, or a business that is subsequently acquired by and merged into a successor. Please include the dates and the names of all parties involved;
 - d. the names and addresses of all current or past business entities or subsidiaries in which you or your business has or had an interest that have had any operational or ownership connection with the Properties identified in response to Question 4. Briefly describe the business activities of each such identified business entities or subsidiaries; and
 - e. if your business formerly owned or operated a Property identified in response to Question 4, describe any arrangements made with successor owners or operators regarding liability for environmental contamination or property damage.

73. Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR is a State of Washington government agency and not a corporation. This question does not apply to DNR.

74. List all names under which your company or business has ever operated and has ever been incorporated. For each name, provide the following information:
- whether the company or business continues to exist, indicating the date and means by which it ceased operations (e.g., dissolution, bankruptcy, sale) if it is no longer in business;
 - names, addresses, and telephone numbers of all registered agents, officers, and operations management personnel; and
 - names, addresses, and telephone numbers of all subsidiaries, unincorporated divisions or operating units, affiliates, and parent corporations if any, of the Respondent.

Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR is a State of Washington government agency and not a corporation. This question does not apply to DNR.

75. Provide all copies of the Respondent's authority to do business in Washington. Include all authorizations, withdrawals, suspensions and reinstatements.

Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR is a State of Washington government agency and not a corporation. This question does not apply to DNR.

76. If Respondent is, or was at any time, a subsidiary of, otherwise owned or controlled by, or otherwise affiliated with another corporation or entity, then describe the full nature of each such corporate relationship, including but not limited to:

- a. a general statement of the nature of relationship, indicating whether or not the affiliated entity had, or exercised, any degree of control over the daily operations or decision-making of the Respondent's business operations at the Site;
- b. the dates such relationship existed;
- c. the percentage of ownership of Respondent that is held by such other entity(ies);
- d. for each such affiliated entity provide the names and complete addresses of its parent, subsidiary, and otherwise affiliated entities, as well as the names and addresses of each such affiliated entity's officers, directors, partners, trustees, beneficiaries, and/or shareholders owning more than five percent of that affiliated entity's stock;
- e. provide any and all insurance policies for such affiliated entity(ies) which may possibly cover the liabilities of the Respondent at each Property; and
- f. provide any and all corporate financial information of such affiliated entities, including but not limited to total revenue or total sales, net income, depreciation, total assets and total current assets, total liabilities and total current liabilities, net working capital (or net current assets), and net worth.

Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR is a State of Washington government agency and not a corporation. This question does not apply to DNR.

77. If Respondent is a partnership, please describe the partnership and provide a history of the partnership's existence. Provide a list of all current and past partners of any status (e.g., general, limited, etc.) and provide copies of all documents that created, govern, and otherwise rules the partnership, including any amendments or modifications to any of the originals of such documents, and at least five years of partnership meeting minutes.

Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR is a State of Washington government agency and not a corporation. This question does not apply to DNR.

Section 9.0 Compliance With This Request

78. Describe all sources reviewed or consulted in responding to this request, including, but not limited to:

- a. the name and current job title of all individuals consulted;
- b. the location where all sources reviewed currently reside; and
- c. the date consulted.

Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

Copies of all source documents reside in the electronic files of the DNR Aquatic Resources Division's Historical Geographer's electronic files. Original documents reside in multiple locations, such as: Photogrammetry Unit's aerial photo archive; Title and Records Office; Washington State Archives, Natural Resources Building Geology Library; DNR Aquatic Resources Division Shoreline District Office.

Other electronic locations: DNR's Automated Tract Book, Public Land Survey Office WebXtender

The following sources were consulted during September and October of 2018:

Bob Knuth, Professional Land Surveyor

Terry Curtis, Photogrammetry Supervisor

Troy Woods, Derelict Vessel Removal Program Manager

Daren Deehr, Property Acquisition Specialist

Shayne Cothorn, Environmental Specialist

Abby Barnes, Sediment Quality Unit Supervisor

Stephanie Earls, Librarian, Natural Resources Building Geology Library

Lindie Schmidt, Aquatic Land Manager

Rolin Christopherson, Historical Geographer

Public Land Survey Office WebXtender

DNR Automated Tract Book

DNR Title & Records Office, current authorizations, Aquatic Resources Division copies

Shoreline District current authorizations, Aquatic Resources Division, district copies

Washington State Archives – archived authorizations

79. If not already provided, identify and provide a last known address or phone number for all persons, including Respondent's current and former employees or agents, other than attorneys, who have knowledge or information about the generation, use, purchase, storage, disposal, placement, or other handling of hazardous materials at, or transportation of hazardous substances, waste, or materials to or from, each Property identified in response to Question 4.

Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

DNR is not an operator of the authorizations it has issued and does not have knowledge of the day-to-day operations conducted by its current and former Lessees/Grantees. Current and former DNR land managers are highly unlikely to have knowledge or information about the generation, use, purchase, storage, disposal, placement, or other handling of hazardous materials at, or transportation of hazardous substances, waste, or materials to or from the Property.

The following is a list of DNR and Department of Public Lands employees that were Land Managers (lease managers) of the Property. Employees without a job title in their signature block are potentially land managers based on the content of their correspondence. The years are based on time span of correspondence dates located in the various authorization jackets related to the Property.

Current Land Manager	Trina Sunderland, Easement Manager
2008 – 2018	Lindie Schmidt, Aquatic Land Manager
2005	Melissa Montgomery (Melissa Ferris), Aquatic Land Manager
2005	Shannon Soto, Land Manager
2001 – 2004	Courtney Wasson, Aquatic Land Manager
1995 – 1997	Neal Cox, Land Manager
1991 – 1993	Brant Pruitt, Land Manager
1989	C. Schippers, Division of Aquatic Lands
1988	Larry Ledgerwood, Lease Administrator
1986 – 1987	Richard V. Heggen, Lease Administrator
1985	Pam Donnelly, Lease Administrator
1984 – 1987	Robert G. Hoyser, Lease Administrator
1984	Larry K. Sweeney, Land Manager
1983	Terry Legg, Purdy Local Manager
1979 – 1989	Terry Roswall, Lease Administrator
1977	Greg Shannon, Division of Marine Land Management
1976	T. A. Boone, Division of Marine Land Management
1975	Patrick J. Beehler, Division of Marine Land Management
1974 – 1980	Frank Hansen, Land Manager
1970 – 1975	A. Norm Hansen, Division of Land Management

80. If any of the documents solicited in this information request are no longer available, please indicate the reason why they are no longer available. If the records were destroyed, provide us with the following:
- a. the document retention policy between 1930 and the present;
 - b. the approximate date of destruction;
 - c. a description of the type of information that would have been contained in the documents;
 - d. the name, job title and most current address known by you of the person(s) who would have produced these documents; the person(s) who would have been responsible for the retention of these documents; the person(s) who would have been responsible for destroying the documents; and the person(s) who had and/or still have the originals or copies of these documents; and
 - e. the names and most current addresses of any person(s) who may possess documents relevant to this inquiry.

Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

With the exception of the report identified in response to Question 81, all documents requested have been made available. DNR is not aware of any destruction of records related to the Property.

81. Provide a description of all records available to you that relate to all of the questions in this request, but which have not been included in your responses.

Property: all harbor area and marine bedlands within the, "Initial Study Area – Sediments."

Bower, J. (2011), "Preliminary Draft Report: Old Bremerton Gas Works Lease History" Washington Department of Natural Resources, Aquatic Resources Division. ***This document is protected by the Attorney-Client and Work Product Privileges, and is therefore not being provided.***

INSTRUCTIONS

1. Answer Each Question Completely. Provide a separate answer to each question and subpart set forth in this Information Request. Please provide responses to all the questions in this Information Request for each Property identified in response to Question 4 of Section 2.0, when appropriate. For each Response clearly identify the Property or Properties to which the response applies. Incomplete, evasive, or ambiguous answers shall constitute failure to respond to this Information Request and may subject the Respondent to the penalties set out in the cover letter.
2. Response and Copies of Documents. Provide the responses to this Information Request and at least one copy of all requested documents either electronically or on hard copy paper.

If you provide your response electronically, it should be submitted on a compact disc in Portable Document Format (PDF) format; you must contact EPA if you want to submit the documents in another format to see if it is acceptable. However, confidential business information and personal privacy information should be provided on separate media (e.g., a separate CD) and marked as such to ensure that this information is appropriately handled and will be physically separated from the other response information in EPA's files. Additionally, the declaration must be provided on paper (hard copy) with an original signature. If possible, further format large PDF documents as follows:

- a. Bookmark documents longer than 10 pages for easier navigation (e.g., chapters);
- b. Ensure that file/document properties/initial view is for "bookmarks panel and page" if there are bookmarks.
- c. For document composed of multiple files, link together with a starter file that is less than 2 MB, i.e., the document's executive summary. The executive summary should have a bookmarks panel with bookmark links to the other files. Ensure that all files are saved to the same folder, rather than multiple folders so that the linkage is retained.
- d. Bookmarks to other files should indicate the name of that file (and size of that file, if over 1 MB).
- e. "Tag" the document for accessibility if this was not done by the source application (advanced/accessibility/tag).
- f. Enter document properties: 1) title, author, 2) subject, and 3) keywords.
- g. Optimize the document if was not created from the original source (e.g., for a scanned document) and use the optical character recognition (OCR) function to ensure all pages are key word searchable.
- h. Confidential business information and personal privacy information should be provided on a separate disc to ensure security. Also, the declaration must still be provided on paper with an original signature.

3. Number Each Answer. Number each answer with the number of the question to which it corresponds. The Microsoft Word version of this document is available from EPA upon request.
4. Provide the Best Information Available. Provide responses to the best of Respondent's ability, even if the information sought was never put down in writing or if the written documents are no longer available. Seek out responsive information from current and former employees/agents. Submission of cursory responses when other responsive information is available to the Respondent will be considered noncompliance with this Information Request.
5. Identify Information Sources. For each question, identify all persons and documents relied upon for the answer.
6. Confidential Information. The information requested herein must be provided even though the Respondent may contend that it includes confidential information or trade secrets. The Respondent may assert a confidentiality claim covering part or all of the information requested, pursuant to 42 U.S.C. §§ 9604(e)(7)(E) and (F), and 40 C.F.R. § 2.203(b). All information claimed to be confidential should be contained on separate sheet(s) and should be clearly identified as "trade secret" or "proprietary" or "company confidential." A confidentiality claim should be supported by the submission of information consistent with 40 C.F.R. Part 2. Information covered by a confidentiality claim will be disclosed by EPA only to the extent, and only by means of the procedures, provided in 40 C.F.R. §§ 2.201-2.311. If no such claim accompanies the information received by EPA, it may be made available to the public by EPA without further notice.
7. Disclosure to EPA Contractor. Information submitted in response to this Information Request may be disclosed by EPA to authorized representatives of the United States, pursuant to 40 C.F.R. 2.310(h), even if the Respondent asserts that all or part of it is confidential business information. EPA may provide this information to its contractors for the purpose of organizing and/or analyzing the information contained in the responses to this Information Request. If submitting information and asserting it is entitled to treatment as confidential business information, the Respondent may comment on EPA's intended disclosure within 14 days of receiving this Information Request.
8. Personal Privacy Information. Personnel and medical files, and similar files the disclosure of which to the general public may constitute an invasion of privacy, should be segregated from responses, included on separate sheet(s), and marked as "Personal Privacy Information". Note, however, that unless prohibited by law, EPA may disclose this information to the general public without further notice.
9. Objections. The Respondent must provide responsive information notwithstanding objections to certain questions. To object without providing responsive information may subject Respondent to the penalties set out in the cover letter.
10. Privilege. If a privilege is asserted for any document responsive to this Information Request, identify (see Definitions) the document and provide the basis for assertion. If a privilege exists for only a portion of a document, provide the portion of the document that

is not asserted be privileged, identify the portion that is asserted to be privileged, and provide the basis for asserting privilege. Please note that regardless of the assertion of any privilege, any facts contained in the document which are responsive to the Information Request must be disclosed in your response.

11. Declaration. The Respondent must complete the enclosed declaration, certifying the accuracy of all statements in your response.

DEFINITIONS

All terms not defined herein shall have their ordinary meaning, unless such terms are defined in Section 101 of CERCLA, 42 U.S.C. § 9601, *et seq.*, or Volume 40 of the Code of Federal Regulations (CFR), in which case such statutory or regulatory definitions shall apply.

The following definitions shall apply to the following words as they appear in this Enclosure:

1. The term "you" or "Respondent" shall mean the addressee of this Request, together with the addressee's officers, managers, agents, employees, contractors, trustees, successors, assigns, and any predecessor or successor corporations or companies.
2. The term "business activities" shall mean all actions, endeavors, ventures, or financing arrangements related in any manner whatsoever to the use and development of the Property, including surveying, sampling, grading, documentation, photography, demolition, construction, and waste disposal, and sales.
3. The terms "document" and "documents" shall mean any method of recording, storing, or transmitting information. "Document" shall include, but not be limited to:
 - a. writings of any kind, including, but not limited to, any of the following:
 - i. letters, memoranda, email or fax transmittals;
 - ii. any film, photograph, or sound recording on any type of device;
 - iii. meeting minutes, telephone records, notebooks;
 - iv. agreements and contracts;
 - v. reports to shareholders, management, or government agencies;
 - vi. transportation manifests;
 - vii. copies of any document;
 - viii. report, notices, analysis, notebook.
 - b. any blueprints or drawings; and
 - c. attachments to, or enclosures with, any document.
4. The term "identify" means, with respect to a natural person, to set forth: (a) the person's full name, (b) present or last known business and home addresses and telephone numbers; and (c) present or last known employer (include full name and address) with job title, position, or business.
5. The term "identify" means, with respect to a corporation, partnership, business trust, or other entity, to set forth: (a) its full name; (b) complete street address; (c) legal form (e.g., corporation, partnership, etc.); (d) the state under whose laws the entity was organized; and (e) a brief description of its business.
6. The term "identify" means, with respect to a document, to provide: (a) its customary business description (e.g., letter, invoice); (b) its date; (c) its number if any (e.g., invoice or purchase order number); (d) the identity of the author, addressee, and/or recipient; and

- (e) a summary of the substance or the subject matter. Alternatively, Respondent may provide a complete copy of the document.
7. The term "Investigation Area" refers to the area in and adjacent to the former Bremerton Gas Works Property also identified as the Initial Study Area in the Final Remedial Investigation/Feasibility Study Work Plan (May 31, 2017). See attached Investigation Area Map for a visual depiction of the Investigation Area. The Final Remedial Investigation/Feasibility Study Work Plan can be found at <https://semspub.epa.gov/work/10/100053647.pdf>.
 8. The term "material" or "materials" shall mean any and all raw materials, commercial products, wastes, oil, petroleum, chemicals, substances, or matter of any kind.
 9. The "period being investigated" and "the relevant time period" shall mean 1930 to present.
 10. The term "Property(ies)" shall refer to any and all real or personal property within the former Bremerton Gas Works Investigation Area that Respondent owns, leases, manages, operates, has an easement on, or otherwise has an affiliation, or previously owned, leased, managed, operated, had an easement on, or otherwise had an affiliation during the period being investigated. The term Property includes aquatic lands owned, leased, or otherwise controlled by Respondent. Please note that you must answer the Questions in this Information Request related to properties outside the Investigation Area if Question 4, Section 2.0 specifically instructs you to.
 11. The term "waste" or "wastes" shall mean and include trash, garbage, refuse, by-products, solid waste, hazardous waste, hazardous substances, and pollutants or contaminants, whether solid, liquid, or sludge, including, but not limited to, containers for temporary or permanent holding of wastes, building debris and asbestos-containing material.

DECLARATION

I declare under penalty of perjury that I am authorized to respond on behalf of Respondent Washington State Department of Natural Resources, and that the foregoing is complete, true, and correct.

Executed on January 3, 2019.



Signature

Kristin Swenddal
Type or Print Name

Division Manager, Aquatic Resources Division
Title

Mailing Address:
1111 Washington Street SE
PO Box 47027
Olympia, WA 98504-7027